FEDERAL BUREAU OF INVESTIGATION
FOI/PA
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FOI/PA# 1363757-0

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(Rev. 08-28-2000)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/13/2003

To: Criminal Investigative **Attn:** IIG/CR Unit
Newark ✓ **Attn:** SAC

From: Newark
Squad C-8
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-NEW [redacted]

Title: CHARLES A. KUSHNER,
RICHARD STADTMAUER,
d.b.a. KUSHNER COMPANIES,
18 Columbia Turnpike, Florham Park, NJ;
CSLPO - State Level;
MAIL FRAUD;
OO: NEWARK

b6
b7A
b7C

Synopsis: Electronic communication requesting SAC approval to open the captioned public corruption investigation and to advise Criminal Investigative of the investigation.

Enclosure(s): One original and three copies of opening Letterhead Memorandum regarding captioned matter.

Details: The enclosed LHM details the basis for the request to open the captioned investigation.

SAC Authority: ______ Date: 2/19/03

~~OA~~
~~194A Ind~~
~~SA~~ [redacted]
~~2/20/03 ag~~

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194A-NK-109145-1

LEAD(s):

Set Lead 1:

CRIMINAL INVESTIGATIVE

AT WASHINGTON, DC

Read and clear.

♦♦

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

Newark, N.J. 07102
February 13, 2003

CHARLES A. KUSHNER,
RICHARD STADTMAUER,
d.b.a. KUSHNER COMPANIES,
18 Columbia Turnpike, Florham Park, NJ;
CSLPO - State Level;
MAIL FRAUD;
OO: NEWARK

This investigation was initiated based on a lawsuit filed in United States Federal District Court in Newark, NJ by [redacted] Since February 1999, [redacted] was employed as the [redacted] by the Kushner Companies. [redacted] accuses Charles Kushner of misappropriating funds that were due to partnerships in his control in order to fund a large amount of political contributions, personal expenses, real estate purchases, and charitable contributions. Kushner is also currently being sued in New Jersey State court by [redacted] [redacted] who also supports [redacted] allegations that Charles Kushner was misappropriating partnership assets for his personal use. b6 b7C

Kushner, his businesses and associates gave over $1.5 million to political funds that benefitted New Jersey Governor James P. McGreevey. Also, since 1997 Kushner and related entities have given over $3.1 million in political donations to mostly Democratic politicians. After McGreevey took office as Governor in January 2002, Kushner was appointed to the board of the Port Authority of New York and New Jersey (PANYNJ). The PANYNJ is a powerful organization in the New York Metropolitan area that controls development of the three major airports, tunnels, bridges and the former World Trade Center site. Recently, McGreevey has announced that Kushner is his choice to become Chairman of the PANYNJ board.

According to [redacted] lawsuit, Kushner would allocate the expenses of his company to the partnerships he controlled based on the percentage of rental income they generated, and not based on whether the partnerships actually incurred the expenses. Therefore, many of Kushner's partnership were being allocated expenses that they did not incur. Certain partners were receiving a smaller return on their investments because Kushner was spreading costs evenly instead of applying costs to the appropriate entities. [redacted] also alleges that Kushner and his b6 b7C

194A-NK-109145-2

family paid personal expenses, made political contributions, and made charitable contribution which were applied to the expenses of the partnerships. In regard to political contributions, [redacted] alleged that the political contributions were made without the prior knowledge of the partners and were allocated as expenses to certain partnerships. [redacted] also alleged that Kushner purchased tickets to events and personal trips that were charged to certain partnerships. For example, [redacted] stated Kushner allocated the cost of two Billy Joel concert tickets that he used to the account of a partnership known as Oakwood.

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[redacted] also alleged that Kushner purchased an insurance company from [redacted] who was [redacted] for $3.4 million. [redacted] Based on the amount of political contributions made to McGreevey and Kushner's appointment to the PANYNJ board, an investigation of the purchase of [redacted] insurance company is warranted to determine if the insurance company purchase price was properly valued or whether an illegal payment was made by Kushner through the purchase.

A review of public sources of information revealed that Kushner Companies are the sole developer of a revitalization project in Perth Amboy, NJ. The project cost is estimated at $600 million and will include shopping centers, restaurants and luxury town homes and apartments. Kushner's project received a zoning change on part of the land where the Perth Amboy project will be built so that it was designated as a "special needs zone". The zoning change was done by a NJ State agency that held an unscheduled meeting four days before McGreevey took office in January 2002. The zoning change qualified Kushner for low interest loans and grants for the project. Newspaper reports of the zoning change claimed that sources in the State claimed Kushner's zoning change was approved due to his close association to McGreevey.

The United States Attorney's Office in the District of New Jersey has assigned First Assistant United States Attorney [redacted] to the investigation and Federal Grand Jury subpoenas have already been served. AUSA [redacted] believes that [redacted] Agents from the Internal Revenue Service will also be assigned to work on the investigation.

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Record Request
FD-125 (Rev. 4-1-93)

Date 2/28/03

☐ Birth ☐ Credit ☐ Criminal ☐ Death ☐ INS ☐ Marriage* ☐ Motor Vehicle ☒ Oth [redacted]

To [redacted]

Buded 2/4/03

Ret [redacted]

File number 194A-NK-109145-[redacted] -3

Name and aliases of subject, applicant, or employee, and spouse

b3
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b7C

Addresses
Residence
Business
Former

*Date and place of marriage
(if applicable)

Race	Sex ☐ Male ☐ Female	Age	Height	Weight	Hair	Eyes

Birth date	Birthplace

Arrest Number	Fingerprint classification	Criminal specialty

Social Security Number	Drivers License Number ☐ D/L Photo ☐ Other

Specific information desired

Results of check

Lead Completed
FD302 dated
3/03/03. af

~~Lead to
SIA 2/27/03
af~~

IA [redacted]
2/27/03

af Rec'd
2/27/03
JTM

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(Rev. 08-28-2000)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/26/2003

To: Newark ✓

From: Newark
C-8
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) - 4

Title: CHARLES A. KUSHNER;
ETAL;
CSLPO - State Level;
MAIL FRAUD;
OO: NEWARK

Synopsis: Electronic communication requesting the opening of subfiles for the captioned case.

Details: The writer requests that the following subfiles be opened for the captioned case and all are to be assigned to SA [redacted]

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194A-NK-109145 Sub 302	Subfile for FD-302's
194A-NK-109145 Sub NC	Subfile for Newspaper articles
194A-NK-109145 Sub BC	Subfile for Background information
194A-NK-109145 Sub SBP	Subfile for Subpoenas

♦♦

194A-NK-109145-4
TAm

rd Request
FD-125 (Rev. 4-1-93)

Date 2/25/2003

☐ Birth ☐ Credit ☐ Criminal ☐ Death ☐ INS ☐ Marriage* ☒ Motor Vehicle ☐ Other ______

To [redacted]

Buded

Return to JRS

File number ~~194B-0~~ 194A-NK-109145 -5

Name and aliases of subject, applicant, or employee, and spouse
[redacted]

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b7C

Addresses
Residence [redacted]
Business
Former [redacted] NJ.

*Date and place of marriage
(if applicable)

Race	Sex ☐ Male ☒ Female	Age	Height	Weight	Hair	Eyes

Birth date	Birthplace

Arrest Number	Fingerprint classification	Criminal specialty

Social Security Number	Drivers License Number ☐ O/L Photo ☐ Other

Specific information desired

Results of check Conduct DMV check for address and DOB. and any other descriptive data.

194A-NK-109145-5

Record Request
FD-125 (Rev. 4-1-93)

Date 2/25/2003

☐ Birth ☐ Credit ☐ Criminal ☐ Death ☐ INS ☐ Marriage* ☑ Motor Vehicle ☐ Other

To [redacted]

Buded

Return to

File number ~~194A-0~~ 194A-NK-109145-6

Name and aliases of subject, applicant, or employee, and spouse

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Addresses
Residence [redacted]
Business [redacted]
Former
[redacted], NJ.

*Date and place of marriage
(if applicable)

Race	Sex ☐ Male ☑ Female	Age	Height	Weight	Hair	Eyes

Birth date	Birthplace

Arrest Number	Fingerprint classification	Criminal specialty

Social Security Number	Drivers License Number ☐ D/L Photo ☐ Other

Specific information desired

Results of check

Conduct DMV check on above individual for any descriptive data and address.

194A-NK-109145-6

194A-NK-109145-8 TAM

①

RECEIVED-CLERK
U.S. DISTRICT COURT

2003 FEB -4 P 2:23

FILED

AT 8:30 2-4-03 M
WILLIAM T. WALSH
CLERK

McCarter & English, LLP
Four Gateway Center
100 Mulberry Street
Newark, New Jersey 07102
(973) 622-4444
Attorneys for Plaintiff,
Robert Yontef

ROBERT YONTEF, Plaintiff,	UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY CIVIL ACTION NO. 03-504 (WJM)
vs.	
WESTMINSTER MANAGEMENT, LLC, d/b/a KUSHNER COMPANIES, CHARLES KUSHNER, AND RICHARD STADTMAUER Defendants	**COMPLAINT AND JURY TRIAL DEMAND**

Robert Yontef ("Yontef"), by and through his attorneys, McCarter & English, LLP, by way of Complaint against Defendants Westminster Management, Charles Kushner, and Richard Stadtmauer (collectively, the "Defendants") for illegal retaliatory discharge and illegal discrimination, avers and states:

THE PARTIES

1. Robert Yontef ("Yontef") is 54 years old; he resides at 50 Lorelei Road, West Orange, New Jersey. Yontef was the

Accounting Manager at the Kushner Companies until he was terminated in November 2002.

2. Upon information and belief, defendant Westminister Management LLC is d/b/a Kushner Companies (the "Kushner Companies") is a real estate management and development company, with a principal place of business at 18 Columbia Turnpike, Florham Park, New Jersey.

3. Upon information and belief, defendant Charles Kushner ("Charles") is a principal of the Kushner Companies whose principal place of business is 18 Columbia Turnpike, Florham Park, New Jersey.

4. Upon information and belief, defendant Richard Stadtmauer ("Stadtmauer") is a principal of the Kushner Companies whose principal place of business is 18 Columbia Turnpike, Florham Park, New Jersey.

JURISDICTION AND VENUE

5. This action arises under the Age Discrimination in Employment Act (ADEA), 29 U.S.C. §621 et seq., and other related laws of the State of New Jersey. Subject matter jurisdiction is conferred upon this Court by 28 U.S.C. §1331. In addition, the Court has jurisdiction over the state law claims pursuant to 28 U.S.C. §1367.

6. Venue is properly laid in the District of New Jersey pursuant to 28 U.S.C. §1291(b) since the Defendants are doing and transacting business within this jurisdictional district.

GENERAL ALLEGATIONS

7. From February 1999 to November 2002, Yontef was employed as the Accounting Manager by the Kushner Companies.

8. As the Accounting Manager, Yontef was responsible for overseeing the accounting and bookkeeping procedures for all the real estate entities (the "Entities") managed by the Kushner Companies.

9. Charles' family owns many of the Entities managed by the Kushner Companies.

10. Charles is currently involved in an arbitration with his brother Murray and other members of the family over Charles' illegal activities and mismanagement in connection with the Entities.

11. Yontef was a witness to many of the illegalities and wrongful activities that took place at the Kushner Companies to the prejudice of the general public, the IRS, and Charles' own partners and family members.

12. Yontef alerted his supervisors about the wrongful activities and he was told to do as instructed. Other employees such as Alan Lefkowitz, a former CFO of the Kushner Companies,

were also told to do as instructed when they reported wrongful activities to the top managers.

I. CHARLES KUSHNER'S FRAUDS AGAINST HIS PARTNERS, TENANTS AND THE IRS

A. Misallocation of Bills and Invoices

13. Each Entity that Charles manages is set up as an independent partnership or limited liability Company. Charles has established separate service companies, which he controls and primarily owns, to manage and service the Entities, which often have different partners.

14. The bills and invoices which come in from vendors and professionals are either paid directly by an Entity or, in many instances, by one of Charles' management services entities, frequently Westminster Management Disbursements ("WMD"). When WMD paid an invoice, that charge would then be allocated among the Entities, which reimbursed WMD.

15. The way the invoices are allocated is determined by Charles or by Richard Stadtmauer, who is Charles' brother-in-law and runs the operation of the Kushner Companies on Charles' behalf.

16. Once allocations were decided, Yontef was directed to make them in the books and cut the checks. Yontef was directed to make allocations not based on the services performed for

particular Entities but on the cash availability of the Entities. Thus, Entities that did not benefit from the services provided would nevertheless often pay for them.

17. Concerned about these misallocations, Yontef alerted his supervisors, Scott Zecher and Brian Bentzlin, who told him to do as he was instructed.

18. In addition, Yontef was instructed by Charles and Stadtmauer through Scott Zecher to miscode certain expenses that were ultimately paid by Entities that received no benefit from the expenditures.

B. Inappropriate Personal Charges As Business Expenses and Misappropriation of Funds from the Entities

19. Charles has a business American Express card issued to himself, his wife, Richard Stadtmauer, Jeffrey Freireich, head of land development and Gershin Chin, the head of human resources at the Kushner Companies. Many of the expenses charged on these cards, which are personal in nature, are then allocated to the Entities. These charges have included hundreds of thousands of dollars for sporting events, super bowl packages, play-off tickets, trips, and the like. Similarly, personal landscaping bills were paid with Entities funds as if they were business expenses.

20. Charles misappropriated funds from some of the Entities to purchase Highview Planning Insurance Agency for his

own benefit. Charles eventually returned those funds after his brother Murray, a partner in two of the Entities whose funds had been misappropriated, commenced litigation against Charles.

C. Diversion of funds from Tenants' Security Deposits

21. Each residential Entity is required by law to place the security deposits that the tenants provide for their apartments in an interest bearing escrow account.

22. Although tenant security accounts existed for each residential Entity, instead of placing those funds into escrow accounts, the funds were deposited into the Kushner Companies operating account.

23. When a tenant moved and it was necessary to reimburse the tenant for the security deposit, a check was issued from the operating account with the interest added on.

24. Part of Yontef's job was to reconcile the tenants' security accounts. Yontef's reconciliation revealed that by July 2001, more than $3 million was missing from the tenants' security accounts.

25. Yontef was severely admonished for informing Tom Martin, the Company's in-house counsel, about the missing funds.

D. Improper Allocation of Political and Charitable Contributions

26. Charles made large charitable and political donations. At times, he had the Entities either directly make a donation to a charity if it had available funds, or had WMD pay the donation and allocate it among the Entities.

27. Most of these substantial contributions - well into millions of dollars per year - were made mostly in Charles' name even though the funds came from the Entities.

28. At the end of each year, as part of Yontef's responsibilities, he would forward to Schonbraum, Safris McCann Bekritsky & Co. LLC, the Kushner Companies' accountants, the trial balances which listed all the contributions made by the Entities. The completed tax returns (signed by Stadtmauer) for some of the Entities, however, listed no charitable contributions whatsoever.

29. Charles also contributed millions to politicians and political organizations.

30. Initially, contributions that Charles made through the Entities were returned because there was a requirement that the names of partners be given when a partnership makes a political contribution. As a result, Charles issued partnership checks for the contribution and then attributed the contribution to particular partners. These partners, however, were not notified

F. Other Misconduct in Connection with Banking Activities

35. On a daily basis, the Westminster Management disbursement account and the Kushner Companies' payroll accounts were overdrafted. The overdrafting of those accounts was in violation of banking regulations.

G. Overcharging the Entities for Management Services

36. The Entities pay a 5% management fee based on the gross rents of the Entities to Charles' management Companies. The management fee exceeds $5,000,000 per year.

37. Each Entity also directly pays for its own on-site employees, such as superintendents.

38. In addition to the management fee and each Entity's direct expenses, the payroll expenses of virtually all of Charles' employees, including executive personnel and headquarters' staff, are paid from and improperly allocated among the Entities.

H. Improprieties in Connection with Distributions to Partners

39. Until the fall of 1999, Charles' brother Murray and his family received regular monthly distribution checks from the Entities.

40. In September 1999, Yontef was told to continue issuing the checks but to void them because the funds due to Murray and

his family were wired to a separate Westminster Funding account at NorCrown Bank that was controlled by Charles. Some of these distributions were then used to meet supposed capital calls on properties in which Murray did not have an interest.

41. Similarly, after humiliating his sister Esther Schulder publicly and after firing Esther's husband, Charles arbitrarily stopped the distributions due to Esther in September 2001 as one of the partners in the Entities.

42. Over the years of Yontef's employment, Charles would make distributions to himself from certain Entities without making proportionate distributions to other partners in those Entities.

I. Misrepresentations Regarding Document Retention Policy

43. Yontef learned that in response to discovery requests made by Murray Kushner in the pending arbitration proceeding against Charles, the latter together with Richard Stadtmauer and other representatives of the Kushner Companies claimed that it was Company policy to destroy many of the financial, accounting, and payroll records.

44. The records, however, existed at the time they were requested. Indeed, Yontef himself had been asked to assemble them in response to the discovery request. Subsequently, Yontef learned through Price Waterhouse, the auditor/monitor imposed on

the Kushner Companies in the arbitration between Charles and Murray, that many of those records had been destroyed and Price Waterhouse was attempting to reconstruct them. As part of its duties, Price Waterhouse repeatedly asked Yontef for help on finding and resurrecting data that was originally there. Yontef was also aware that Price Waterhouse was overseeing revenues and approving expenditures as well as operations through his conversations with its representatives.

II. YONTEF DISCLOSES CHARLES' WRONGFUL AND FRAUDULENT ACTS TO CHARLES' PARTNERS

45. Concerned over Charles' management of the Kushner Companies and frustrated by the lack of response from his immediate supervisors to the wrongful and illegal conduct, Yontef disclosed Charles' wrongful conduct to Esther Schulder, who is a friend of Yontef.

46. Esther, in turn, introduced Yontef to her brother Murray. Yontef also disclosed Charles' wrongdoings to Murray.

47. On or about June 2002, Yontef prepared and signed a certification (the "Certification") that was filed in the arbitration proceeding between Murray and Charles. The Certification revealed many of the illegalities and wrongdoing perpetrated by the Charles, Richard Stadtmauer and the Kushner Companies. A copy of the Certification is attached hereto as Exhibit A and incorporated herein by reference.

48. Upon learning of (a) Yontef's communications with Esther Schulder and Murray, and (b) the filing of the Certification, and (c) with the immediate threat that the Certification would be made available to a public body, Charles and Stadtmauer personally fired Yontef from the Company on or about June 25, 2002. See Certification of Robert Yontef dated June 25, 2002, attached hereto as Exhibit B and incorporated herein by reference.

49. On June 26, 2002, Charles' attorney reversed the dismissal order and asked that Yontef return to work.

III. CONSTRUCTIVE RETALIATORY AND DISCRIMINATORY DISCHARGE

50. On June 27, 2002, Yontef reported back to work at the office. His desk had been completely emptied and all its contents were put in boxes inside the office of Scott Zecher. Similarly, all working files were taken away from Yontef's computer. Yontef's access to the office e-mail system was curtailed such that general e-mails sent to distribution lists were not received by Yontef.

51. Yontef's mail--even personal correspondence--was routinely rerouted and opened by other employees at the Company.

52. In addition, Yontef was ostracized. No employee reported to him any more despite the fact that he had previously managed and supervised the work of ten employees. Other

employees were scolded for talking to Yontef. Larry Glinsky, an employee who left the Company, told Yontef that everybody at the office knew that Yontef had no control, no job, was just there and expected to leave soon.

53. His job assignments were severely limited to discrete technical projects such as helping out with the set up of a new accounting software for the Company. Yontef, who in June 2001, had been named the first Kushner Companies' Employee of the Month, found himself with little or no productive work to do.

54. On or about August 16, 2002, Yontef found that Deborah Ford was hired as Director of Accounting to oversee the accounting department -- essentially a replacement to Yontef in all but in name.

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55. On August 20, 2002, without any formal introduction from anyone at the Company, Ms. Ford approached Yontef to get the training she needed for her new position. Yontef trained her for many days. Ms. Ford was young, inexperienced and needed constant instruction and guidance from Yontef.

56. On September 3, 2002, Yontef wrote a letter to Scott Zecher, complaining about the deliberate steps taken to isolate him and to force him out of the Company. A copy of the letter is attached hereto as Exhibit C. He received no response.

57. Days would go by without any work being given to Yontef.

58. On September 25, 2002, without any warning, the new accounting software, MRI, was removed from Yontef's computer. The next two days, Yontef was asked to do reconciliation of accounts works with paper rather than electronic records, an inefficient, old-fashion way of performing the task.

59. Despite reinstalling the MRI program to Yontef's computer by the end of September, work trickled down to almost nothing during the first two weeks of October, 2002.

60. As work trickled down to nothing, the isolation of Yontef intensified. Despite working on a desk in an open area and seeing the people in the accounting department every day, no one talked to Yontef. Furthermore, when Yontef did talk to Dante Zaragora, a clerk in the accounting department, about some errors in the data base, Ms. Ford got angry and let Yontef know that he should not communicate directly with anyone in the accounting department.

61. Given the isolation, the curtailment of his duties, the lack of meaningful work, and the hiring of a younger and inexperienced replacement, Mr. Yontef had been essentially fired from his position at the Company in retaliation for disclosing wrongdoings to Charles' partners and the threat of disclosing the same wrongdoings to public bodies.

62. The Defendants' harassment tactics continued even after Yontef was fired. Other Kushner employees who have had

some social contacts with Yontef have been interrogated by the Defendants about those contacts and warned to cut off all communications with Yontef.

63. On or about November 18, 2002, Yontef filed a charge of discrimination against the Defendants before the United States Equal Employment Opportunity Commission ("EEOC").

64. On or about January 27, 2003, the EEOC closed its file on the charge and issue a right to sue notice, advising Yontef that he had to file a suit within 90 days of the date of receipt of the notice. A copy of the EEOC right to sue notice is attached hereto as Exhibit D.

COUNT I
(VIOLATION OF ADEA)

65. At age 53, Yontef was in a protected group under the Age Discrimination in Employment Act (ADEA), 29 U.S.C. § 621 et seq.

66. Yontef was performing his job at a level that met his employer's legitimate expectations. Indeed, Yontef was performing his job at an exceptional level and the Defendants recognized his achievement by naming him first Employee of the Month in July 2001.

67. Nevertheless, Yontef was fired by the Defendants and replaced by Ms. Ford, a younger and more inexperienced person to perform the same work after Yontef's termination.

68. Charles and Stadtmauer directed and assisted the Kushner Companies to fire Yontef and replace him with a younger and more inexperienced person to perform Yontef's job.

WHEREFORE, Yontef demands that judgment be entered in his favor and against the Defendants for compensatory and punitive damages, emotional distress, reinstatement to his position with full responsibilities and benefits, attorneys' fees and costs of suit, and for any other relief that the Court may deem just and fair.

COUNT II
(VIOLATION OF LAW AGAINST DISCRIMINATION)

69. Yontef restates and realleges the allegations set forth above and incorporates them herein by reference.

70. At age 54, Yontef was in a protected group under the New Jersey Law against Discrimination (N.J.S.A. 10:5-1 et seq.)

71. Yontef's firing and replacement with a younger, inexperienced employee was in violation of New Jersey Law against Discrimination, N.J.S.A. 10:5-1 et seq.

WHEREFORE, Yontef demands that judgment be entered in his favor and against the Defendants for compensatory and punitive damages, emotional distress, reinstatement to his position with full responsibilities and benefits, attorneys' fees and costs of suit, and for any other relief that the Court may deem just and fair.

COUNT III
(CEPA VIOLATION)

72. Yontef restates and realleges the allegations set forth above and incorporates them herein by reference.

73. Yontef reasonably believed that the Defendants, through Charles and other principals of the Kushner Companies, were engaged in illegal activities.

74. As a result of such belief, and given his direct supervisors complicity or ineffectiveness in dealing with Charles, Yontef disclosed the illegal activities to Charles' partners and threatened to disclose the illegalities to public bodies by signing the Certification.

75. The Defendants took illegal, retaliatory action by constructively dismissing Yontef in violation of N.J.S.A. § 39-19-3.

76. Charles and Stadtmauer encouraged and directed the Kushner Companies to dismiss Yontef to cover up their own individual wrongdoing and illegalities.

77. Yontef has suffered damages as a result of the Defendants' wrongful retaliatory action.

WHEREFORE, Yontef demands that judgment be entered in his favor and against the Defendants for compensatory and punitive damages, emotional distress, reinstatement to his position with full responsibilities and benefits, attorneys' fees and costs of suit, and for any other relief that the Court may deem just and fair.

COUNT IV
(WRONGFUL RETALIATORY TERMINATION)

78. Yontef restates and realleges the allegations set forth above and incorporates them herein by reference.

79. The retaliatory discharge was a direct violation of a clear mandate of public policy encouraging citizens to report suspected illegalities.

80. As a result of the retaliatory discharge, Yontef has suffered damages.

WHEREFORE, Yontef demands that judgment be entered in his favor and against the Defendants for compensatory and punitive damages, emotional distress, reinstatement to his position with full responsibilities and benefits, attorneys' fees and costs of suit, and for any other relief that the Court may deem just and fair.

JURY TRIAL DEMAND

Plaintiff hereby demands trial by jury on all counts of this Complaint.

McCARTER & ENGLISH, LLP
Attorneys for Plaintiff
Robert Yontef

BY: ______________________
THEODORE D. MOSKOWITZ
A Member of the Firm

Dated: February 3, 2003

CERTIFICATION

I hereby certify that the damages recoverable in this action exceed the sum of $100,000 exclusive of interest and costs and any claim for punitive damages. Thus, this action is not eligible for mandatory arbitration pursuant to Civil Rule 201.1.

I hereby certify that the foregoing statements made by me are true, and I am aware that, if any of the same is willfully false, I am subject to punishment.

McCarter & English, LLP
Attorneys for Plaintiff,
~~Robert Yontef~~

BY:
THEODORE D. MOSKOWITZ
A Member of the Firm

Dated: February 3 , 2003

FACSIMILE - (973) 297-2008

United States Department of Justice
U.S. Attorney, District of New Jersey
970 Broad Street, 7TH Floor
Newark, New Jersey 07102
CHRISTOPHER J. CHRISTIE, UNITED STATES ATTORNEY

EXECUTIVE OFFICE

Date: 2/13/02 Pages to follow: 1

Deliver To: [redacted] -FBI Fax: (973) 792-3035

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____ **URGENT** Delivery ____ **NORMAL** Delivery

Sent By: [redacted] **FIRST ASSISTANT**

Sender's Phone # [redacted]

Subject/Comment:

THIS TRANSMISSION FROM THE UNITED STATES ATTORNEY'S OFFICE IS INTENDED ONLY FOR THE USE OF THE PERSON OR ENTITY LISTED ON THIS TRANSMITTAL COVER SHEET AND MAY CONTAIN PRIVILEGED AND CONFIDENTIAL INFORMATION. IF YOU ARE NOT AN INTENDED RECIPIENT OF THIS FACSIMILE, THE DISSEMINATION, DISTRIBUTION, COPYING OR USE OF THE INFORMATION IT CONTAINS IS PROHIBITED. IF THIS TRANSMISSION HAS BEEN SENT OR DIRECTED TO YOU IN ERROR, PLEASE CALL THE SENDER IMMEDIATELY TO ARRANGE FOR ITS RETURN.

1:45
BP

United States District Court

DISTRICT OF NEW JERSEY

TO [redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

☐ PERSON ☒ DOCUMENTS OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE United States District Court U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM [redacted] Grand Jury
	DATE AND TIME [redacted]

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[redacted]

DISCLOSURE OF THE NATURE AND EXISTENCE OF THIS SUBPOENA COULD OBSTRUCT AND IMPEDE A CRIMINAL INVESTIGATION INTO ALLEGED VIOLATIONS OF FEDERAL LAW. THEREFORE, THE UNITED STATES ATTORNEY REQUESTS THAT YOU DO NOT DISCLOSE THE EXISTENCE OF THIS SUBPOENA.

☐ ***Please see additional information on reverse***

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK **WILLIAM T. WALSH**	Date
(BY) DEPUTY CLERK	2/19/03

This subpoena is issued upon application of the United States of America

CHRISTOPHER J. CHRISTIE
United States Attorney

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

[redacted] AUSA
U.S. Attorney's Office
970 Broad Street, 7th Fl.
Newark, NJ 07102
[redacted]

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*If not applicable, enter "none."

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

(Rev. 08-28-2000)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/05/2003

To: Newark

From: Newark
C-8
Contact: SA [redacted]

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b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-13

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO - State Level, Mail Fraud;
OO:NEWARK

Synopsis: [redacted]

Details: On [redacted] the writer, Assistant United States Attorney (AUSA) [redacted] AUSA [redacted] Internal Revenue Service (IRS) Special Agent [redacted] and Investigator [redacted]

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194A-NK-109145-13
TMM

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. 194A-NK-109145-15

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

March 25, 2003

[redacted]
United States Department of Justice
Public Integrity Division
1400 New York Avenue, N.W.
12th Floor
Washington, D.C. 20005

Dear [redacted]

As you discussed with Special Agent [redacted] [redacted] on March 24, 2003, enclosed for your review are FBI investigative reports, various documents obtained from court filings and a sample of documents obtained through the service of Federal Grand Jury subpoenas. Please contact Special Agent [redacted] at [redacted] if you have any additional questions related to the materials.

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Sincerely,

Louie F. Allen
Special Agent in Charge

By: [redacted]
Supervisory Special Agent

att/M

194A-NK-109145-15 TAM

FD-448 (Rev. 2-16-95)

FBI FACSIMILE

COVERSHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☐ Unclassified

Time Transmitted: ____________
Sender's Initials: ____________
Number of Pages: ____________
(including coversheet)

To: Public Integrity
Name of Office

Date: 4/17/03

Facsimile Number: [redacted]

Attn: P.I. Chief [redacted]
Name Room Telephone

From: FBI Newark Division
Name of Office

Subject: [redacted]

Fax sent
4/17/03
TAM

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Special Handling Instructions: ____________

Originator's Name: SA [redacted] Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved: ____________

Brief Description of Communication Faxed: ____________

-22
194A-NK-109145

TAM

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 04/18/2003

To: Newark

From: Newark
C-8
Contact: SA [redacted]

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Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-23

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO, Mail Fraud;
OO: Newark

Synopsis: Electronic Communication documenting a meeting held at the United States Attorney's Office on April 10, 2003.

Details: On April 10, 2003, a meeting was held at the United States Attorney's Office and the following individuals were present: Assistant United States Attorney (AUSA) [redacted] AUSA [redacted] United States Attorney's Office Investigator [redacted] United States Postal Inspector [redacted] Department of Justice, Office of Public Integrity (DOJ/OPI) Chief [redacted] DOJ/OPI Trial Attorney [redacted] DOJ/OPI Election Crimes Director [redacted] and FBI Special Agent [redacted]

[redacted]

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194A-NK-109145

U.S. Departm[illegible] of Justice

United States Attorney
District of New Jersey
Criminal Division

CAMDEN FEDERAL BUILDING and
U.S. COURTHOUSE
Mailing Address: P. O. Box 2098
401 Market Street, Fourth Floor
Camden, New Jersey 08101

856/757-5026
FAX 856/968-4917

Lee A. Solomon
Deputy U.S. Attorney

May 5, 2003

[redacted], Special Agent
Federal Bureau of Investigation
11 Centre Place
Newark, New Jersey 07102

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Re: Disclosure of Grand Jury Materials
In Re: [redacted]

Dear Agent [redacted]

The Grand Jury materials are being disclosed to you pursuant to Rule 6(e)(3)(A), which provides in pertinent part:

> Disclosure of a grand jury matter--other than the grand jury's deliberations or any grand juror's vote--may be made to
>
> . . .
>
> (ii) any government personnel--including those of a state or state subdivision or of an Indian tribe--that an attorney for the government considers necessary to assist in performing that attorney's duty to enforce federal criminal law.

In connection with the disclosure of this information, however, please be advised that Rule 6(e)(3)(B) provides:

> Any person to whom information is disclosed under Rule 6(e)(3)(A)(ii) may use that information only to assist an attorney for the government in performing that attorney's duty to enforce federal criminal law. An attorney for the government must promptly provide the court that impaneled the grand jury with the names of all persons to whom disclosure has been made, and must certify that the attorney has advised those persons of their obligation of secrecy

194A-NK-109145-32
TAM

under this rule.

Pursuant to this requirement, your name is being supplied to the District Court as an individual to whom disclosure has been made. If it is necessary for you in turn to disclose grand jury materials to additional agents or others for the purpose of assisting the government attorney conducting this specific grand jury investigation, you are to maintain a record of such disclosure, such as by transmittal letter, memorandum or the like. Rule 6(e)(7) provides that "[a] knowing violation of Rule 6 may be punished as a contempt of court."

In order to comply with the requirements of Rule 6(e), please keep me advised of the status of the investigative steps instituted based on the grand jury material disclosed to you.

Please sign the enclosed copy of this letter, circulate it among any other personnel whose names appear below, and return the signed copy to me in the enclosed self-addressed envelope.

Very truly yours,

CHRISTOPHER J. CHRISTIE
United States Attorney

[redacted]

Assistant U.S. Attorney

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b7C

Received by me this day of May, 2003

[redacted]

Supervisory Special Agent   Special Agent

FD-448 (Rev. 2-16-95)

FBI FACSIMILE

COVERSHEET

PRECEDENCE

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☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☐ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 31
(including coversheet)

To: DOJ - Public Integrity
Name of Office

Date: 6/19/03

Facsimile Number: [redacted]

Attn: [redacted]
Name Room Telephone

From: FBI Newark Division
Name of Office

Subject: [redacted]

Special Handling Instructions:

Originator's Name: SA [redacted] Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

Faxed to [redacted]
6/19/03 9:20AM
TAm

b3
b6
b7C

AH

194A-NK-109145-36
TAm

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/01/2003

To: Boston **Attn:** Public Corruption Squad

Washington Field **Attn:** Public Corruption Squad

From: Newark ✓
Squad C-8
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 377 (Pending)

Title: CHARLES A. KUSHNER;
RICHARD STADTMAUER;
dba KUSHNER COMPANIES,
18 COLUMBIA TURNPIKE, FLORHAM PARK, NJ;
CSLPO - STATE LEVEL, MAIL FRAUD;
OO:NEWARK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Electronic Communication to set lead to serve the enclosed subpoenas.

Enclosure(s): [redacted]

b3

Details: The captioned investigation involves Charles Kushner, who is the Chairman of Kushner Companies located in Florham Park, NJ. Kushner Companies is a real estate company that manages commercial and residential real estate holdings and develops housing and industrial areas. Kushner Companies' commercial and residential real estate holdings are made up of approximately 150 partnerships which own the properties. Charles Kushner is the designated general partner of all of the partnerships and

213TAM01.EC

exclusively controls the finances of each partnership. The limited partners who originally invested in the projects are made up of family members, friends and outside investors.

Since approximately 1997, Kushner has donated millions of dollars to political parties and candidates by using the names of the limited partners. The investigation has determined that many of the limited partners had no knowledge that the political contributions were being made in their name. Kushner has also used the funds of the partnerships that he controls to make millions of dollars of charitable contributions. Most times the charitable contributions are made in Kushner's name, but are paid for with partnership funds. [redacted]

[redacted]

[redacted]

b3
b6
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LEAD(s):

Set Lead 1: (Action)

WASHINGTON FIELD

AT WASHINGTON, D.C.

[redacted]

Set Lead 2: (Action)

BOSTON

AT BOSTON, MA

[redacted]

Set Lead 3: (Action)

b3

BOSTON

AT BOSTON, MA

[redacted]

Set Lead 4: (Action)

BOSTON

AT BOSTON, MA

[redacted]

◆◆

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/07/2003

To: Newark **Attn:** SA [redacted]
Squad C-8

From: Washington Field
CR-10
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 -37 (Pending)

Title: CHARLES A. KUSHNER;
RICHARD STADTMAUER;
dba KUSHNER COMPANIES,
18 COLUMBIA TURNPIKE, FLORHAM PARK, NJ;
CSLPO - STATE LEVEL, MAIL FRAUD;
OO:NEWARK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Lead covered.

Reference: 194A-NK-109145 Serial 37

Enclosure(s): An original executed subpoena with attachments that was served on [redacted]

b3
b6
b7C

Details: Referenced communication requested that [redacted]

[redacted]

WFO considers this lead covered.

-39

194A-NK-109145

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: ______
Sender's Initials: ______
Number of Pages: 5
(including cover sheet)

To: Public Integrity
Name of Office

Date: 8/7/03

Facsimile Number: [redacted]

Attn: AUSA
Name Room Telephone

Sent to [redacted]
5:46 PM
8/7/03
TBM

b3
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b7C

From: FBI - Newark Division

Subject: [redacted]

Special Handling Instructions: ______

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved: ______

Brief Description of Communication Faxed: ______

WARNING

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40

194A-NK-109145

TBM

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/18/2003

To: Washington Field **Attn:** Public Corruption Squad

From: Newark ✓
Squad C-8
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 40 (Pending)

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO- State Level;
MAIL FRAUD;
OO: NEWARK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Electronic Communication requesting that Washington Field Office served the enclosed subpoenas.

Enclosure(s): [redacted]

d

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[redacted]

194A-NK-109145-42

[redacted]

b3
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LEAD(s):

Set Lead 1: (Action)

WASHINGTON FIELD

AT WASHINGTON, D.C.

[redacted]

b3

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FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1363757-000

Total Deleted Page(s) = 315
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Page 9 ~ b3; b6; b7C;
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[redacted]

C/

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b7C

Precedence: ROUTINE Date: 08/01/2003

To: Boston Attn: Public Corruption Squad

Washington Field Attn: Public Corruption Squad

From: Newark
Squad C-8
Contact: SA [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)

Title: CHARLES A. KUSHNER;
RICHARD STADTMAUER;
dba KUSHNER COMPANIES,
18 COLUMBIA TURNPIKE, FLORHAM PARK, NJ;
CSLPO - STATE LEVEL, MAIL FRAUD;
OO:NEWARK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Electronic Communication to set lead to serve the enclosed subpoenas.

Enclosure(s): [redacted]

b3

Details: The captioned investigation involves Charles Kushner, who is the Chairman of Kushner Companies located in Florham Park, NJ. Kushner Companies is a real estate company that manages commercial and residential real estate holdings and develops housing and industrial areas. Kushner Companies' commercial and residential real estate holdings are made up of approximately 150 partnerships which own the properties. Charles Kushner is the designated general partner of all of the partnerships and exclusively controls the finances of each partnership. The limited partners who originally invested in the projects are made up of family members, friends and outside investors.

Since approximately 1997, Kushner has donated millions of dollars to political parties and candidates by using the names of the limited partners. The investigation has determined that many of the limited partners had no knowledge that the political contributions were being made in their name. Kushner has also used the funds of the partnerships that he controls to make millions of dollars of charitable contributions. Most times the charitable contributions are made in Kushner's name, but are paid for with partnership funds. [redacted]

b3
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b7C

LEAD(s):

Set Lead 1: (Action)

WASHINGTON FIELD

AT WASHINGTON, D.C.

[redacted]

Set Lead 2: (Action)

BOSTON

AT BOSTON, MA

[redacted]

b3

Set Lead 3: (Action)

BOSTON

AT BOSTON, MA

[redacted]

Set Lead 4: (Action)

BOSTON

AT BOSTON, MA

[redacted]

b3

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 3
(including cover sheet)

To: SEC
Name of Office

Date: 8/29/03

Facsimile Num [redacted]

Attn:

From: FBI - Newark Division
Name of Office

Subject: Letterhead Memo for the release of records

Call if you have any questions [redacted]

Special Handling Instructions:

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

b6
b7C
b7E

b6
b7C

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49

194A-NK-109145- [redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

August 29, 2003

[redacted]
Securities and Exchange Commission
Washington, D.C.

b6
b7C

RE: Charles A. Kushner;
ET AL; CSLPO;
OO: NK

Dear [redacted]

We request access to the investigative and other non-public files of the U.S. Securities and Exchange Commission (the "Commission") related to the captioned matter. This request is made in connection with an ongoing lawful investigation or official proceeding inquiring into a violation of, or failure to comply with, a criminal or civil statute or regulation, rule or order issued pursuant thereto, being conducted by the Federal Bureau of Investigation and the Internal Revenue Service.

We understand that the files in this matter contain "financial records" of "customers," as those terms are defined in the Right to Financial Privacy Act of 1978 {12 U.S.C. 3401-22}. We have reason to believe that that information is relevant to our investigation and/or proceeding.

We will establish and maintain such safeguards as are necessary and appropriate to protect the confidentiality of files to which access is granted and information derived therefrom. The files and information may, however, be used for the purpose of our investigation and/or proceeding, and any resulting proceedings. They also may be transferred to criminal law enforcement authorities and self-regulatory organizations subject to our oversight. We shall notify you of any such transfer and use our best efforts to obtain appropriate assurances of confidentiality.

Other than as set forth in the preceding paragraph, we will:

Make no public use of these files or information without prior approval of your staff;

Notify you of any legally enforceable demand for the files or information prior to complying with the demand, and assert such legal exemptions or privileges on your behalf as you many request and

Not grant any other demand or request for the files or information without prior notice to and lack of objection by your staff.

We recognize that until this matter has been closed, the Commission continues to have an interest and will take further investigatory or other steps as it considers necessary in the discharge of its duties and responsibilities.

Should you have any questions, please contact Special Agent [redacted]

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b7E

Sincerely,

Louie F. Allen
Special Agent in Charge

[redacted]

By:
[redacted]
Supervisory Special Agent

*************** -COMM. JOURN[illegible] ******************** DATE AUG-29[illegible]3 ***** TIME 15:38 ********

MODE = TRANSMISSION START=AUG-29 15:35 END=AUG-29 15:38

FILE NO.=443

STN NO.	COMM.	ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
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b7E

-FBI NEWARK -

************************************ -FBI NEWARK - ***** - [redacted] *********

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 09/09/2003

On 09/05/03, a United States District Court, District of New Jersey, Grand Jury subpoena dated [redacted] b3

[redacted] b6 b7C

Investigation on 09/05/03 at Washington D.C.

File # 194A-NK-109145-50 Date dictated

by [redacted] b6 b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 09/10/2003

To: Newark **Attn:** [redacted]
Squad C-8

From: Washington Field
CR-15/NVRA
Contact: [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-109145-51 (Pending)

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO - STATE LEVEL;
MAIL FRAUD;
OO:NEWARK

Synopsis: Grand Jury subpoena served on [redacted]

Enclosure(s): One original and one copy of subpoena [redacted]

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b6
b7C

Details: The Grand Jury subpoena [redacted]

No further investigation was conducted.

[redacted]

b6
b7C

LEAD(s):

Set Lead 1: (Info)

NEWARK

AT NEWARK

For information.

♦♦

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/14/2003

To: Newark **Attn:** Squad C-8/SA [redacted]
[redacted]

From: BOSTON
C-1
Contact: [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-52

Title: CHARLES A. KUSHNER;
RICHARD STADTMAUER;
dba KUSHNER COMPANIES,
18 COLUMBIA TURNPIKE, FLORHAM PARK, NJ;
CSLPO-STATE LEVEL, MAIL FRAUD;
00:NEWARK

Synopsis: Electronic communication to advise that subpoenas were served on [redacted]

b3

Enclosure(s): 3 signed and served subpoenas.

Details: Enclosed please find 3 subpoenas served on [redacted] in the District of Massachusetts.

♦♦

Lead covered 8/8/03

[redacted]

b6
b7C

194A-NK-109145 -52

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 09/29/2003

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-53

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO- State Level, MAIL FRAUD;
OO:NEWARK

Synopsis: EC documenting the status of the Charles Kushner vs. [redacted] civil lawsuit.

Details: The writer has obtained information from two separate individuals who advised that Charles Kushner and [redacted] have reached a settlement in their civil lawsuit. [redacted] [redacted]

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194A-NK-109145-53 [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 12/18/2003

To: Investigative Technology **Attn:** Act. Unit Chief [redacted]
Crypographic and Electronic
Analysis Unit

Attn: [redacted]

b6
b7C
b7E

From: Newark
Squad C-8
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 57 (Pending)

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO - State Level, Mail Fraud;
OO:NEWARK

Synopsis: Electronic Communication requesting assistance in conducting an examination of a Blackberry personal device.

Enclosure(s): 1.) 1 Blackberry personal storage device, model 6510 - Nextel
Identified as 1B9
2.) 1 copy of consent to search signed by Blackberry owner [redacted] on 12/17/2003

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Details: On 12/17/2003 a search warrant was executed at [redacted] related to a financial and tax investigation. A Blackberry 6510 was found and a supplemental search warrant was in the process of getting obtained when [redacted] gave the FBI consent to search the Blackberry and the contents. A copy of the consent to search is enclosed.

[redacted] Newark requests that the Blackberry be analyzed as soon as possible for all active and deleted e-mail and any diaries, telephone lists or any other data stored on the device.

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194A-NK-109145 [redacted]

LEAD(s):

Set Lead 1: (Action)

INVESTIGATIVE TECHNOLOGY

AT QUANTICO, VA

Will conduct an examination of the enclosed Blackberry 6510 Nextel personal device. Review the device for all active and deleted information to include e-mail, telephone records, appointments, calandars, phone contacts, and other phone features like last numbers called etc. and provide Newark with the ability to review the Blackberry contents.

♦♦

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: 8:18 pm
Sender's Initials: [redacted]
Number of Pages: 7
(including cover sheet)

To: SSMB
Name of Office

Date: 12/17/2003

Facsimile Number: [redacted]

Attn: [redacted]
Name Room Telephone

b6
b7C

From: FEDERAL BUREAU OF INVESTIGATION - NEWARK
Name of Office

Subject: Items from Search as requested by Atty. [redacted]

b6
b7C
b7E

Special Handling Instructions:

Originator's Name: SA [redacted]
Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

b6
b7C

[redacted]

WARNING

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194A-NK-109145 [redacted]

Charles Kushner

Richard Stadtmauer, Charles Kushner, Jeffrey Freireich

KEY EXECUTIVES

Charles Kushner
Chairman

Professional Background

Charles Kushner is chairman of Kushner Companies, one of the leading privately held real estate organizations in the New York metropolitan region. The 46-year-old Kushner graduated from New York University in 1976 and received a JD from Hofstra Law School and an MBA from New York University in 1979. He is currently a member of the bars of the States of New Jersey, New York and Pennsylvania. Until January 1985, he was a partner in the law firm of Brach, Eichler, Rosenberg, Silver, Bernstein, Hammer & Gladstone located in Roseland, New Jersey.

History And Achievements

Kushner received the 1999 New Jersey Ernst & Young Entrepreneur of the Year Award, in the real estate category, for his success as an owner, developer and manager of prime residential, commercial, retail and industrial properties. Kushner attributes his achievements to honesty, tenacity and family values learned from his father, Joseph Kushner, who arrived in the United States from war-ravaged Europe with his wife, Rae, in 1949. By 1954, Joseph, a carpenter by trade, saw a need in his new country for quality-built, affordable single-family homes. Charles' background in real estate goes back to his childhood, when his father would continually talk to his family about his experiences in the industry. Following a short career practicing law with a real estate emphasis, he joined his father's firm in 1985. Unfortunately, Joseph passed away within a year after they began working together. Kushner took over the business with a group of three individuals. Today, Kushner Companies has grown to an organization with more than 800 employees.

Civic And Industry Involvement

An avid philanthropist, Kushner developed a new campus for the Joseph Kushner Hebrew Academy, in memory of his late father. He was appointed to the U.S. Holocaust Memorial Council by President Clinton, on the recommendation of U.S. Senators Frank Lautenberg and Bob Torricelli of New Jersey. He is also active in numerous civic and industry organizations, including:

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b7C

[redacted]

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194A-NK-109145

[redacted]

Chairman of the Board of NorCrown Bank
Board of Trustees of Hofstra University
Member of United States Holocaust Memorial Council
Board of Trustee of MetroWest Federation
Board of Directors of Joseph Kushner Hebrew Academy
Board of Directors of Rabbinical College of America
Board of Directors of Stern College
Board of Directors of Daughters of Israel Geriatric Center
Board of Trustees of Touro College
Board of Directors of Jewish Educational Center
Member of National Jewish Medical and Research Center Council of National Trustees
Member of the Elizabethtown/Thames New Jersey Advisory Council (NJAC)

Personal Background

Date of Birth: May 16, 1954
Place of Birth: Brooklyn, New York

Chronology

1972 Graduated Jewish Educational Center
1976 Graduated New York University, B.A.
1979 Graduated Hofstra Law School, J.D.
Graduated New York University, M.B.A.
1979-1980 Practiced Tax at Price Waterhouse & Coopers, NYC
1980-1984 Practiced Law at Brach, Eichler, Rosenberg, Silver Bernstein, Hammer & Goldstone, Roseland NJ
1985- Real Estate Developer

Richard Stadtmauer
Managing Partner

Richard Stadtmauer, Managing Partner and Vice Chairman, has more than 18 years experience as a developer and operator of residential and commercial property at Kushner Companies, specializing in real estate acquisitions and finance, and management of residential and commercial properties. Prior to joining the firm, Richard worked in public accounting at Coopers & Lybrand, and on Wall Street for both Merrill Lynch and Drexel Burnham Lambert. Richard, an attorney and Certified Public Accountant, received his J.D. from New York Law School. He is on the Executive Committee of the National Multifamily Housing Council, serves on the Board of the New Jersey Apartment Association and various other professional, civic and charitable organizations. He has also been appointed a Corporate Officer of Construction and Real Estate Network (CORENET).

Jeffrey Freireich
Managing Partner

Jeffrey Freireich, Managing Partner and Vice Chairman, has been with Kushner Companies since 1985. He oversees zoning matters, approvals, acquisitions and operations for the company. He has an MBA degree in Finance from New York University Graduate School of Business and a J.D. degree from Hofstra University School of Law. He is admitted to the Bar of the states of New Jersey and New York. He serves as vice chairman of the Livingston Township Planning Board and is a member of numerous civic organizations. In addition, he is an active member and sits on several committees: Land Use and Planning Committee of the New Jersey Builders' Association, Community Builders Association of New Jersey, National Association of Home Builders and Urban Development/Mixed-Use Council of the Urban Land Institute.

Charles Ramat
President and CEO

Charles Ramat, President and Chief Executive Officer, joined Kushner Companies in 2002 in this newly created senior management position. Ramat will play a key role in the organization's future growth, focusing on strategic planning. Previously, Charles served as chairman and chief executive officer of Aris Industries Inc., a multi-national apparel maker. Prior to that, he spent a decade as principal of Ramyork Properties, Inc., a highly successful real estate development company that owned high-rise residential properties in Manhattan. Activities included purchasing, financing and converting some 2,000 luxury apartments in 14 buildings from rental to cooperative ownership, resulting in sales totaling in excess of $100 million. A graduate of Yeshiva College cum laude, Ramat has a Juris Doctor degree from the Columbia School of Law.

Schonbraun Safris McCann Bekritsky & CO. L.L.C.

Business Advisors/Certified Public Accountants

- PARTNER GROUP
- FIRM BIO
- REAL ESTATE SERVICES
- EXECUTIVE COMPENSATION
- ACCOUNTING & AUDIT
- TAX
- NEWSROOM
- CAREER OPPORTUNITIES
- CONTACT US
- Employee Services

The Firm

Headquartered in Roseland, New Jersey, with offices in New York and Florida, Schonbraun Safris McCann Bekritsky & Co., L.L.C. is a leading accounting and consulting firm specialized in the real estate industry. Established in 1973, with a staff of over 70 professionals, traditional accounting and tax services comprise only a portion of the firm's practice. Schonbraun Safris McCann Bekritsky & Co., L.L.C. concentrates its practice on providing value-added real estate consulting services, strategic business planning, capital markets guidance, executive compensation planning, and state-of-the-art tax planning, within the real estate sector.

The real estate practice, under the direction of Managing Partner Bruce Schonbraun, CPA, represents leading publicly-traded and privately-held real estate entities, financial institutions, investment banks, opportunity funds and pension advisors. Few firms within the real estate arena deal with this breadth of players, affording Schonbraun Safris McCann Bekritsky & Co., L.L.C. a unique perspective on industry-wide events and trends.

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[redacted]

194A-NK-109145
-60

[redacted]

Schonbraun Safris McCann Bekritsky & CO. L.L.C.
Business Advisors/Certified Public Accountants

PARTNER GROUP

FIRM BIO

REAL ESTATE SERVICES

EXECUTIVE COMPENSATION

ACCOUNTING & AUDIT

TAX

NEWSROOM

CAREER OPPORTUNITIES

CONTACT US

Employee Services

Partner Group

for more information click respective partners photo

Bruce S. Schonbraun, CPA

Stephen P. McCann, CPA

Stanley Bekritsky, CPA

Jahn S. Brodwin, CPA

Carol Donatiello, CPA

Thomas O'Reilly, CPA

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

December 22, 2003

Schonbraun Safris McCann Bekritsky & Co., LLC
101 Eisenhower Parkway
Roseland, NJ

Dear [redacted] b6 b7C

On Friday December 19, 2003, the Federal Bureau of Investigation (FBI) received a request from your attorney [redacted] [redacted] to provide copies of certain items that were seized on December 17, 2003 during the execution of a search warrant. Copies of the following items are being provided on Monday December 22, 2003:

Page 3,	Item 17	One (1) white paper entitled [redacted] Family Activities
Page 4,	Item 23	One (1) black calendar/Appointment book for Year 2004 [redacted]
Page 52,	Item 11	A/R Register 2003
Page 52,	Item 21	CD-Rs - Payroll Reports '03 (box)
Page 54,	Item 85	Cash Disbursements 5/03 - 12/03
Page 54,	Item 86	Accounts Payable 5/03 - 12/03
Page 56,	Item 129	NorCrown Flex Account
Page 56,	Item 131	NorCrown SSMB Def'd Comp.
Page 57,	Item 4	Appointment Book, [redacted]
Page 91,	Item 10	Billing Worksheet by all clients for 1/1/90 2/1/2003

b6 b7C

Also, the FBI is returning the original check book which was found in the NorCrown Flex Account folder. The remaining items requested by [redacted] were very voluminous or

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194A-NK-109145

[redacted]

required large amounts of time to copy and will be furnished at a later date.

If you have any questions, please contact Special Agent [redacted] b6 b7C b7E

Sincerely,

Louie F. Allen
Special Agent in Charge

By:
[redacted] b6 b7C
Supervisory Special Agent

cc: [redacted]

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: ____________
Sender's Initials: ____________
Number of Pages: 3
(including cover sheet)

To: [redacted]
Name of Office

Date: 12 / 22 /2003

Facsimile Num [redacted]

Attn:
Name Room Telephone

Faxed to [redacted]
1:28 AM [redacted]

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b7E

From: FEDERAL BUREAU OF INVESTIGATION - NEWARK
Name of Office

Subject: Letter documenting [illegible] items returned
to SSMB [redacted]

Special Handling Instructions: ____________

Originator's Name: [redacted] Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved: ____________

Brief Description of Communication Faxed: ____________

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[redacted]

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194A-NK-109145 - 64 [redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

December 23, 2003

Schonbraun Safris McCann Bekritsky & Co., LLC
101 Eisenhower Parkway
Roseland, NJ

Dear [redacted]

b6
b7C

The folllowing items are the second production of records returned in response to the request from your attorney [redacted] on December 18, 2003:

Page 52, Item 30, Paid Invoices A-Z (original documents)

Page 54, Item 74, Daily Deposit Logs (copies)

Page 54, Item 82, Valley Bank Loan Payments (copies)

Page 54, Item 87, Journal Entries 5/03 -12/03 (copies)

Page 54, Item 88, Cash Receipts 12/03 (copies)

If you have any questions, please contact Special Agent [redacted]

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Sincerely,

Louie F. Allen
Special Agent in Charge

By: [redacted]
Supervisory Special Agent

cc: [redacted]

-65 [redacted]

194A-NK-109145 [redacted]

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE	**CLASSIFICATION**	
☐ Immediate	☐ Top Secret	Time Transmitted:
☐ Priority	☐ Secret	Sender's Initials:
☐ Routine	☐ Confidential	Number of Pages: 2 (including cover sheet)
	☐ Sensitive	
	☐ Unclassified	

To: [redacted] Date: 12 / 23/2003
Name of Office

Facsimile Number: [redacted]

Attn: [redacted]

b6
b7C

Faxed 4:40pm 12/23/03

From: FEDERAL BUREAU OF INVESTIGATION - NEWARK
Name of Office

[redacted]

Subject: Letter documenting items delivered to SSMB on 12/23/03

Special Handling Instructions:

Originator's Name [redacted] Telephone: [redacted]

b6
b7C
b7E

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

b6
b7C

[redacted]

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194A-NK-109145-66 [redacted]

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

COUNSELLORS AT LAW

METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
WOODBRIDGE, N.J. 07095-0988
(732) 549-5600
FAX (732) 549-1881

DELIVERY ADDRESS:
99 WOOD AVE. SOUTH
ISELIN, NEW JERSEY 08830-2712

6 BECKER FARM ROAD
ROSELAND, NEW JERSEY 07068-1735
(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

DATE: **December 24, 2003**

PLEASE DELIVER IMMEDIATELY TO:

NAME: **SPECIAL AGENT** [redacted]

FIRM: **FEDERAL BUREAU OF INVESTIGATION**

FAX NUMBER: [redacted]

TELEPHONE NUMBER:

b6
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b7E

CLIENT/MATTER NUM. [redacted]

FROM:

MESSAGE:

Total number of pages including cover page: 3

If you do not receive all the pages or there is a malfunction, please call [redacted] as soon as possible.

Fax numbers [redacted]

Confidentiality Notice

The information contained in this facsimile message is confidential and may be privileged pursuant to the attorney-client and/or work product privilege. This information is intended only for the use of the individual or entity named above. **If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution or copy of this communication is strictly prohibited.** If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

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[redacted]

-67
194A-NK-109145

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b7C

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

[redacted]

COUNSELLORS AT LAW
METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
WOODBRIDGE, N. J. 07095-0988
(732) 549-5600
FAX (732) 549-1881

DELIVERY ADDRESS
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ISELIN, NEW JERSEY 08830-2712

6 BECKER FARM RD.
ROSELAND, NEW JERSEY 07068-1735
(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

WM. L. GREENBAUM (1914-1963)
[redacted]

REPLY TO: *Woodbridge*

December 24, 2003

VIA FAX/REGULAR MAIL

Special Agent [redacted]
Federal Bureau of Investigation
11 Centre Place
Newark, New Jersey 07102

b6
b7C

Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

Dear Special Agent [redacted]

Thank you for returning to my client, Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"), the items delineated on the December 23, 2003 letter from Supervisory Special Agent [redacted] [redacted]

This letter will confirm that, among the documents which SSMB has listed as most critical to its continuing business operations, there are still outstanding the following items: (1) the CD-Rs payroll records (page 52, items 14, 20 and 21 on the search warrant inventory return), of which only the CD-Rs for the period 10/03 to 12/03 have been returned; (2) records relating to Norcrown Exec Comp. (page 56, item 130 on the search warrant inventory return); as well as (3) the SSMB Partnership related papers and 2002-2003 tax info ledgers (items 7 and 8 on page 60 of the return). Further, please provide copies of the documents relating to cost segregation project, items 1, 2, 3 and 4

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on page 9 of the returns before the end of the year, as SSMB is faced with an impending deadline in that matter.

Thank you for your continuing cooperation.

Very truly yours,

[redacted]

b6
b7C

RJK:cmd
cc: [redacted] Supervisory Special Agent *(via fax/regular mail)*
[redacted] AUSA *(via fax/regular mail)*

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

December 30, 2003

Schonbraun Safris McCann Bekritsky & Co., LLC
101 Eisenhower Parkway
Roseland, NJ

Dear [redacted]

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b7C

The folllowing items are the third production of records returned in response to the request from your attorney [redacted] on December 24, 2003. These items were not originally requested in the first letter from [redacted] dated December 18, 2003.

Page 56,	Item 130	NorCrown Exec Comp.
Page 60,	Item 7	SSMB Partnership related papers
Page 60,	Item 8	2002-2003 Tax info ledgers
Page 9,	Item 1	Project Status List (Partners fees)
Page 9,	Item 2	Appraisal of Westminster Hotel
Page 9,	Item 3	Kushner Westminster Hotel folder
Page 9,	Item 4	Kushner Companies folder

Also, payroll CD-Rs from Item #21 were returned in the first production. The total number of CD-Rs in Item #20 is 81 and the total number of CD-Rs in Item #14 is 29. The CD-Rs take time to copy and will be completed during the week of January 5, 2004.

If you have any questions, please contact Special Agent [redacted]

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[redacted]

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194A-NK-109145 [redacted]

Sincerely,

Louie F. Allen
Special Agent in Charge

By:
[redacted]
Supervisory Special Agent

b6
b7C

cc: [redacted]

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

[redacted]

COUNSELLORS AT LAW

METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
WOODBRIDGE, N. J. 07095-0988
(732) 549-5600
FAX (732) 549-1881

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6 BECKER FARM RD.
ROSELAND, NEW JERSEY 07068-1735
(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

b6
b7C

WM. L. GREENBAUM (1914-1983)
[redacted]

REPLY TO: *Woodbridge*

January 6, 2004

VIA FAX/REGULAR MAIL

Special Agent [redacted]
Federal Bureau of Investigation
11 Centre Place
Newark, New Jersey 07102

b6
b7C

Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

Dear Special Agent [redacted]

As you know, this firm represents Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"). I am writing at this time to request the return of the following additional items:

Item	Page	Description	Location
22	4	1 black appointment book for 2003	Office 016
26	5	Loan Agreement [redacted] SSMB	Office 016
1	10	Employee salary analysis	Office 012
2	10	Partner billings analysis	Office 012
1	18	October 2003 SSMB Line of Credit Renewal	F-13
2	18	SSMB Deferred Compensation Opportunity Fund	F-13
6	18	SSMB Valley Loan/Line of Credit	F-13
6	19	[redacted] Family Estate Planning	Filing cabinet near [redacted] office

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[redacted]

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194A-NK-109145

b6
b7C

In addition, we ask that you return a copy of the hard drive taken from the computer of [redacted]

Please provide us with these documents as soon as possible. Thank you for your continuing cooperation.

Very truly yours,

[redacted]

RJK:cmd
cc: [redacted] Supervisory Special Agent *(via fax/regular mail)*
[redacted] AUSA *(via fax/regular mail)*

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b7C

From: [redacted]
To:
Date: Wed, Jan 7, 2004 10:34 AM
Subject: FYI

Just an FYI regarding a story I heard on the local news this morning. Apparently, all water service for "The Landings" condominium complex in Absecon, NJ, has been shutoff as of 01/07/04. The reason I am bringing this to your attention is because the reason given for the water being shutoff is that the leasee of the property, Kushner Corporation, owes the owner $15,000+ for various payments.

[redacted]

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b7C

-72

194A-NK-109 [redacted]

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☐ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 2
(including cover sheet)

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b7E

To: [redacted]
Name of Office

Date: 1 / 8 /2003

Facsimile Number: [redacted]

Attn: [redacted]
Name Room Telephone

Sent
6:30PM
1/8/03
[redacted]

From: FEDERAL BUREAU OF INVESTIGATION - NEWARK
Name of Office

Subject: 4TH Production to SSMB

Special Handling Instructions:

Originator's Name: [redacted] Telephone: [redacted]

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b7E

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

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[redacted]

194A-NK-109145-73

[redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

January 8, 2004

Schonbraun Safris McCann Bekritsky & Co., LLC
101 Eisenhower Parkway
Roseland, NJ

Dear [redacted]

The following is the fourth production of records which are being returned to you at the request of your attorney [redacted] [redacted]

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Page 52, Item 14 CD-Rs - Payroll Records (box)

Page 52, Item 20 CD-Rs - Payroll Records (box)

If you have any questions, please contact Special Agent [redacted]

Sincerely,

Louie F. Allen
Special Agent in Charge

By: [redacted]
[redacted]
Supervisory Special Agent

b6
b7C

cc: [redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place
Newark, N.J. 07102
(973) 792-3000

January 22, 2004

Connell Foley LLP
85 Livingston Avenue
Roseland, NJ 07068
Attn: [redacted]

b6
b7C

Dear [redacted]

In response to your request on December 19, 2003, the Federal Bureau of Investigation (FBI) is returning the following items seized during search of the offices of Schonbraun Safris McCann Bekritsky & Co., LLC on December 17, 2003 to your client [redacted]

From Room F-13 - Page 1 of 3

1. [redacted] Etal Safris Assoc. 1997 tax return
2. [redacted] 2001 tax return
3. [redacted] 2001 tax return
4. [redacted] 2001 tax return
5. [redacted] 1998 tax return
6. [redacted] 1998 tax return
7. SSS Communications Inc., Brown Leather Binder
8. BAA Newark Airport folder
9. First Union Folder
10. New Horizon Title Comp., Green plastic envelope

b6
b7C

From Room F-13 - Page 3 of 3

2. Collier Town Square Loan Draws
3. [redacted] 2000 & 2001 tax returns
4. [redacted] 2002 tax return
5 Collier Township & Michael Safris financial records

From Room F-34 - Page 1 of 1

1G. Sunset Management
1H. Rafiel Barrientos

[redacted]

-77
194A-NK-109145

[redacted]

The FBI did not maintain copies of any of the documents listed above. The other items you listed in your letter dated December 19, 2003 appear to contain documents that may be within the scope of the search warrant. If you would like to discuss those issues further or have any questions regarding the items listed above, please contact Special Agent [redacted] at [redacted]

b6
b7C
b7E

Sincerely,

Louie F. Allen
Special Agent in Charge

By: [redacted]
Supervisory Special Agent

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

[redacted]

COUNSELLORS AT LAW
METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
WOODBRIDGE, N. J. 07095-0988
(732) 549-5600
FAX (732) 549-1881

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99 WOOD AVE. SOUTH
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6 BECKER FARM RD.
ROSELAND, NEW JERSEY 07068-1735
(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

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[redacted]

REPLY TO: *Woodbridge*

January 15, 2004

VIA FAX AND REGULAR MAIL

Special Agent [redacted]
Federal Bureau of Investigation
11 Centre Place
Newark, NJ 07102

Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

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Dear Special Agent [redacted]

As you know, this firm represents Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"). I am writing at this time to request the return of the following additional items:

Page	Item	Description
39	1	C&S Kushner Foundation folder
39	3	Columbia Corporate Center
39	4	Curling Club folder
39	5	Berkely Arms Assoc 12/31/02
39	7	Clinton Building folder
39	8	520 Broad Street folder

[redacted]

194A-NK-109145-78 [redacted]

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b7C

Page	Item	Description
39	9	Constatine Village
39	11	Kushner Companies 12/31/02
39	12	Kushner Grantor 12/31/02
39	16	Leonardine Associ
39	18	[redacted] 1199
39	19	Jumping Brook Assoc 12/31/02
39	21	[redacted]
39	22	Glen Ellen Assoc
39	23	Fawn Realty
39	25	Franklin Farms Assoc
39	26	Elmwood Village
39	27	Hillside Gardens Assoc 12/31/02
39	28	Elmwood Village Assoc
39	29	Florham Park Realty Assoc
39	30	Florham Park Realty Corp.
39	31	Oakwood Gardens Assoc
40	32	Oakwood Apartments
40	35	Pheasant Hollow Assoc 12/31/02
40	36	Statfeld Vantage Insur
40	37	Wallkill Apts Assoc 12/31
40	39	Westman Vantage
40	40	Westminister Capital
40	41	Westminister Land Development
40	42	Westminister Legal
40	43	Westminister Management

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Page	Item	Description
40	44	Westminister Realty
52	26	[redacted] retainer info
53	33	Firm Information 2003
53	34	T & E Monthly 2003
53	48	[redacted] - file
53	50	[redacted] Files
53	51	[redacted] Files
54	76	Amex/Travel 15 Billings
55	122	[redacted] File (loans)
55	123	[redacted] File (loans)
56	124	Payment schedules (loans)
56	125	[redacted] (loans)
56	126	[redacted]
56	128	Norcrown Capital Account
56	129	Norcrown Flex Account
56	133	MES Daily Deposits
56	134	MES Information
60	2	SSMB A+E 10/31/03 Hourly productivity report partner scorecard
60	6	Billing register 1998 to present
61	1	401 K Binder
61	2	401 K Binder dated 1/31/03
61	3	401 K conversion binder
61	6	401 K folder
61	8	Executive Compensation Folder
61	9	[redacted] Folder

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b7C

Page	Item	Description
61	10	Cost Segregation Folder
61	17	Personal Medical and confidential files

I recognize that these documents may be voluminous, and therefore, I request that you allow a copy service to come in and make these copies as soon as possible. Please advise me if this arrangement is acceptable. Thank you for your continuing cooperation.

Very truly yours,

[redacted]

[redacted]

cc: [redacted] Supervisory Special Agent *(via fax and regular mail)*
[redacted] AUSA *(via fax and regular mail)*

7-1 (Rev. 5-13-99)

FBI
LABORATORY
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Date: January 9, 2004

To: SAC, Newark
Squad C-8

Case ID No.: 194A-NK-109145 - 79

Lab No.: 031219254 YH

Reference: Communication dated December 18, 2003

Your No.:

Title: CHARLES A. KUSHNER;
ET AL;
CSPLO - State Level, Mail Fraud;
OO:NEWARK

Date specimens received: December 19, 2003

Specimens:

Q1 One NEXTEL/Blackberry 6510 personal storage device

Remarks:

This report contains the results of the electronic device examinations.

The Q1 specimen was returned to the Newark Office via Federal Express on January 5, 2004.

Enclosure (1)

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[redacted]

194A-NK-109145 - 79

[redacted]

7-1a (Rev. 5-18-99)

FBI LABORATORY

FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Report of Examination

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b7E

Examiner Name: [redacted]

Date: January 9, 2004

Unit: Cryptographic and Electronic Analysis

Phone No.: [redacted]

Case ID No.: 194A-NK-109145

Lab No.: 031219254 YH

Results of Examinations:

The Q1 specimen is a NEXTEL/BlackBerry 6510. This is a combination personal digital assistant and cellular telephone. The telephone number of the Q1 specimen is [redacted] The Q1 specimen has nothing stored under "Owner Information." The Desktop Manager was used to create a backup of the information stored on the Q1 specimen. Enclosure One is a Compact Disk containing a file labeled 031219254 Specimen Q1 which contains Messages, Calendar entries, Address Book and Phone Hotlist. The file is in the Personal Document Format (PDF) which requires Acrobat Reader to view.

~~This Report is Furnished for Official Use Only~~

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 01/15/2004

To: Newark

From: Newark
C-8
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

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b7E

Case ID #: 194A-NK-109145 (Pending)-81

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO- State Level, Mail Fraud;
OO:NEWARK

Synopsis: Electronic Communication requesting permission to earn holiday pay by working on the Martin Luther King, Jr. Federal Holiday scheduled for January 19, 2004.

Details: The writer is requesting permission to work a full day on January 19, 2004, which is the Martin Luther King, Jr. Federal Holiday, and earn holiday pay.

The writer recently executed search warrants at two locations in the captioned case and obtained over 100 boxes of evidence. The pace of the investigation has increased rapidly since the search warrant executions and the review of the evidence seized has become a priority. Due to interviews, proffers and other investigative activities conducted recently, only approximately 15% to 20% of the documents obtained in the search warrant has been reviewed by the writer, who is the case agent. Therefore, the writer would like to work on Monday January 19, 2004 and spend the day reviewing the extensive volume of documents with little or no interruptions.

◆◆

Necessary Investigation
[redacted] 1/16/04

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approved
[redacted] 1/23/04

194A-NK-109145-81 [redacted]

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 28
(including cover sheet)

To: [redacted]
Name of Office

Date: 2/25/04

Facsimile Number: [redacted]

Attn: [redacted] [redacted]
Room Telephone

b3
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Sent
4:15pm
2/25/04
[redacted]

From: FBI - Newark Division

Subject: [redacted]

Special Handling Instructions:

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

b6
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b7E

Approved:

Brief Description of Communication Faxed:

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[redacted]

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144A-NK-109145-82

[redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 03/10/2004

To: Chicago **Attn:** Public Corruption Squad

From: Newark ✓
Squad C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145-82 (Pending)

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO - State Level;
Mail Fraud;
OO: Newark

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Electronic Communication setting lead to serve a subpoena for Grand Jury testimony in New Jersey [redacted] [redacted]

b3
b6
b7C
b7E

Enclosure(s): 1.) Original and one copy of Federal Grand Jury subpoena [redacted]

2.) Copy of [redacted] [redacted]

Details: [redacted]

[redacted]

b3
b6
b7C
b7E

Newark requests that Chicago serve the subpoena to [redacted]

[redacted]

b3
b6
b7C

LEAD(s):

Set Lead 1: (Action)

CHICAGO

AT [redacted]

Will serve enclosed subpoena to [redacted]

[redacted]

b3
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(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/09/2004

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-84

Title: CHARLES KUSHNER;
ET AL;
CSLPO - State Level; Mail Fraud;
OO: NEWARK

Synopsis: Electronic Communication documenting meeting held on March 3, 2004 at the United States Attorney's Office.

Details: On March 3, 2004, [redacted] and [redacted] attended a meeting at the United States Attorney's Office with the writer, Assistant United States Attorney (AUSA) [redacted] and AUSA [redacted] All of the attorneys listed above represent [redacted] in the captioned case. [redacted]

[redacted]

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[redacted]

b3
b6
b7C

[redacted] mentioned that he was told by the front office of the United States Attorney's Office that a decision on the investigation would be made by the end of March 2004. [redacted] [redacted] AUSA [redacted] and AUSA [redacted] did not comment on any deadline with the exception of noting that all facts would be evaluated at a certain point in time and deadlines could be changed.

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194A-NK-109145-84 [redacted]

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE
☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION
☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 19
(including cover sheet)

To: FBI Chicago
Name of Office

Date: 3/11/04

Facsimile Number: [redacted]

Attn: [redacted] Squad WC-3 / Public Corruption
Name Room/ Telephone

b6
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b7E

From: FBI - Newark Division
Name of Office

Subject: Lead to serve Subpoena
→ Originals will follow in Bureau Mail
and lead was set in Newark in ACS

Special Handling Instructions: Call if you have any questions
Thanks, [redacted]

b6
b7C
b7E

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

[redacted]

b6
b7C

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194A-NK-109145-86

[redacted]

[redacted] b3

United States District Court

NEW JERSEY

DISTRICT OF

TO: [redacted]

b3
b6
b7C

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR: [redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE	UNITED STATES DISTRICT COURT U.S. POST OFFICE & COURTHOUSE FEDERAL SQUARE NEWARK, NEW JERSEY 07102	ROOM	481-483 GRAND JURY
		DATE AND TIME	[redacted] [redacted]

b3
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YOU ARE ALSO COMMANDED to bring with the following document(s) or object(s):*

[redacted]

☐ ***Please see additional information on reverse***

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH

DATE 3/9/04

[redacted]

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b7C

[redacted] pon application of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

[redacted] AUSA
U.S. Attorney's Office
970 Broad Street, Rm. 702
Newar [redacted] 07102

[redacted]

*If not applicable, enter "none"

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 03/22/2004

To: Newark **Attn:** Squad C-8
SA [redacted]

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b7E

From: Chicago
WC-3
Contact: SA [redacted]

[redacted] **Approved By:** [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) -87

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO-State Level;
Mail Fraud;
OO:Newark

Synopsis: To close a lead set at [redacted] Illinois and to return a Grand Jury Subpoena.

Reference: 194A-NK-109145 Serial 83

Enclosure(s): Original and one copy of a Federal Grand Jury subpoena [redacted]

b3
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Details: The referenced EC set forth a led to serve the enclosed Grand Jury subpoena. [redacted] have negated the necessity to serve the subpoena. Chicago is returning the subpoena unserved and considers this matter closed.

[redacted]

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-87

194A-NK-109145 [redacted]

LEAD(s):

Set Lead 1: (Action)

NEWARK

AT NEWARK, NEW JERSEY

Close lead set at Chicago, Illinois.

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FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted:
Sender's Initials:
Number of Pages: 2
(including cover sheet)

To: AICPA
Name of Office

Date: 4/7/04

Facsimile Number: [redacted]

Attn: [redacted]
Name Room Telephone

b6
b7C

Sent 4:25 pm 4/7/04

[redacted]

From: FBI - Newark Division
Name of Office

Subject: Letter regarding Expert Witness

Special Handling Instructions:

Originator's Name: SA [redacted] Telephone: [redacted]

Originator's Facsimile Number: [redacted] Cell [redacted] / Badge [redacted]

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NOTE: You can call the Main Newark FBI # (973) 792-3000 to verify my identity

Approved:

Brief Description of Communication Faxed:

[redacted]

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194A-NK-109145 [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 04/05/2004

To: Newark

From: Newark
Squad C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-90

Title: CHARLES A. KUSHNER;
ET AL;
OO:NEWARK

Synopsis: EC to open two subfiles in the captioned case.

Details: The writer would like open the following subfiles for the captioned case:

	Subfile	Case Agent
1.)	194A-NK-109145 SUB 1B For paperwork related to evidence	SA [redacted]
2.)	194A-NK-109145 SUB TRANS For civil lawsuit and other non-ELSUR transcripts	SA [redacted]

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194A-NK-109145

[redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. 194A-NK-109145

11 Centre Place
Newark, NJ
(973) 792-3000
April 7, 2004

[redacted]
AICPA
Professional Ethics Division
Jersey City, NJ

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Dear [redacted]

As you discussed with Special Agent (SA) [redacted] [redacted] during your telephone call on April 7, 2004, the Federal Bureau of Investigation (FBI) would like you to furnish the names and contact information for individuals that you are aware possess the technical knowledge to qualify as an expert witness in regard to issues involving independence and ethics for certified public accountants (CPAs). The expert witness is needed to testify in an ongoing criminal investigation being conducted by the FBI Newark Division and the United States Attorney's Office in Newark, NJ. The subjects of the criminal investigation include individual CPAs and a CPA firm in Northern New Jersey.

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If you have any questions, please contact SA [redacted] at [redacted] fax number [redacted]

Sincerely,

Joseph Billy, Jr.
Special Agent in Charge

By:
[redacted]
Supervisory Special Agent

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[redacted]

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194A-NK-109145

[redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 04/15/2004

To: Newark

From: Newark
Squad C-8
Contact: SA [redacted]

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b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-93

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO- State Level, Mail Fraud;
OO: Newark

Synopsis: EC documenting communication with attorney [redacted] [redacted]

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Details: On April 2, 2004, attorney [redacted] attended a meeting at the FBI Newark Division office with the writer and SA [redacted] stated he represented an individual who [redacted] [redacted] [redacted] stated the individual wanted to cooperate with the captioned investigation, but was having second thoughts about coming forward once he was told by [redacted] that a meeting had been set up with the interviewing agents. [redacted] spoke in general terms about the role of his client at SSMB and stated he would not provide the name of his client. [redacted] did provide a copy of message pad which directed him to schedule the meeting with the interviewing agents. The name of [redacted] client was crossed out on the copy given to the interviewing agents. After [redacted] departed the meeting the interviewing agents were able to analyze the message pad copy provided by [redacted] and determine the identity of [redacted] client. The name provided on the message pad copy was confirmed through other documents obtained during the investigation to be [redacted] [redacted]

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During several telephone calls with [redacted] during the week of April 5, 2004, [redacted] was told that the interviewing agents will need to speak with his client by April 16, 2004 at the latest. [redacted] stated his client [redacted] [redacted] and was not sure if he wanted to get involved

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194A-NK-109145

[redacted] [redacted]

with the investigation. [redacted] stated he would get back to the writer within a week regarding his client's decision.

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On April 13, 2004, the writer called [redacted] and left a message regarding his client's decision. [redacted] returned the writer's call and left a message that he wanted to schedule another meeting.

On April 14, 2004, [redacted] met with the writer outside of the FBI Newark office building and told the writer that his client is not returning his phone calls and apparently did not want to cooperate with the investigation. The writer informed [redacted] that we have been able to independently confirm that his client is [redacted] told the writer that he is no longer representing [redacted] in this matter and that agents were permitted to contact [redacted] on their own and without [redacted] being present.

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FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 05/24/2004

[redacted] also known as [redacted] Date of Birth (DOB) [redacted] telephone number [redacted] e-mail address [redacted] was advised of the identity of the interviewing agent and the purpose of the interview. [redacted] then furnished the following information:

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[redacted] was shown a hand drawn map of the RED BULL INN motel and asked what rooms are connecting rooms in the area depicted on the map. [redacted] stated that the first floor room numbers on the western building were numbered 229 to 242. [redacted] stated that the only connecting rooms located on the first floor of the western building were rooms 240 and 241. The hand drawn map is attached as part of this report.

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[redacted] then furnished the original registration card control sheets from 11/29/2003 through 12/10/2003. [redacted] also furnished the original customer signature cards and payment receipts from room 240 and 241 during the time period 12/2/2004 through 12/5/2004. [redacted] reviewed the payment receipts and noted that rooms 240 and 241 for the noted time period were paid with cash. [redacted] also stated that according to his records there were no telephone calls charged to the rooms.

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[redacted]

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Investigation on 5/13/2004 at [redacted]

File # 194A-NK-109145 - 96

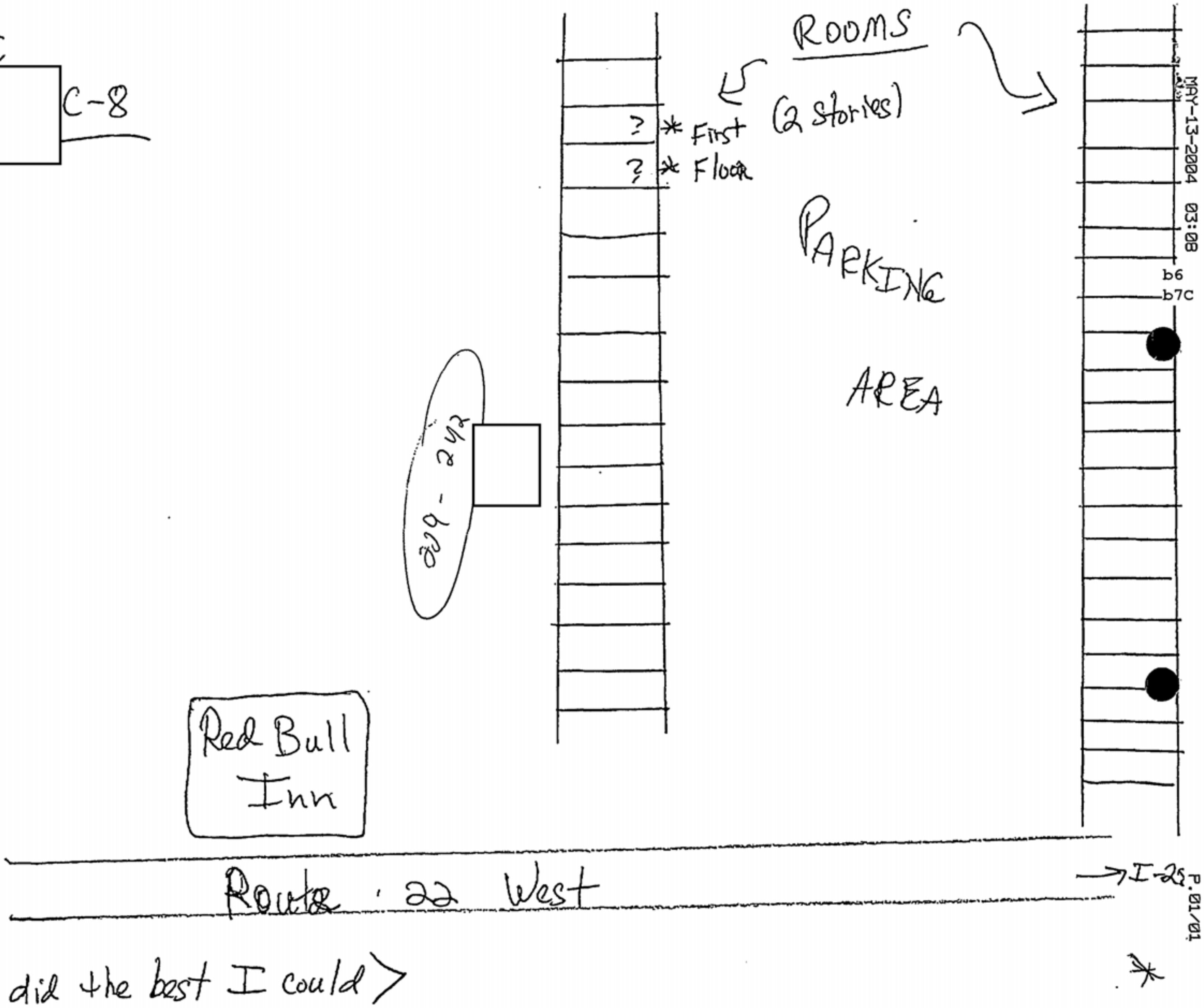
Date dictated 5/24/2004

by SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

194A-NK-109145 - 96 [redacted]

ATT: [redacted] C-8


ROOMS
(2 stories)
? * First
? * Floor
PARKING AREA
229 - 242 [redacted]
Red Bull Inn
Route 22 West
→ I-25
*

<I did the best I could>

MAY-13-2004 03:08

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P.01/01

TOTAL P.01

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 05/28/2004

To: Newark

From: Newark
Squad C-8
Contact: SA [redacted]

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Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-97

Title: CHARLES A. KUSHNER;
ET AL;
CSLPO- STATE LEVEL, MAIL FRAUD;
OO: NEWARK

Synopsis: Electronic Communication requesting the opening of a sub-file for the captioned case.

Details: The writer requests the opening of a sub-file for the captioned case:

194A-NK-109145 Sub 1	Investigation of Incident at Red Bull Inn
Case Agent:	SA [redacted]

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194A-NK-109145 [redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 05/24/2004

To: Newark

From: Newark
C-8
Contact: SA [redacted]

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b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-98

Title: CHARLES A. KUSHNER;
ETAL;
OO:NEWARK

Synopsis: Electronic communication documenting the reason for the late submission of evidence on 5/24/2004.

Details: The writer obtained original evidence from the Red Bull Inn related to the captioned case at 8:30 p.m. on 5/13/2004. On 5/14/2004 the writer was assigned to assist Squad C-7 with the execution of a search warrant in Secaucas, NJ. Because of the search warrant, the writer was not available to meet with evidence control technicians on 5/14/2004 and submit the evidence. During the week of 5/16/2004 through 5/21/2004, the writer was in Reno, NV at an in-service training course and was not available to submit the evidence.

According to FBI police the evidence "10 day" rule is based on calendar days and not working days. Therefore since 5/15/2004, 5/16/2004, 5/22/2004, and 5/23/2004 were all weekend days when evidence control technicians are not available, the evidence from the Red Bull Inn will be submitted late on 5/24/2004.

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ASAC
ECT

[redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 06/25/2004

To: Newark **Attn:** Draft Room

From: Newark
Squad C-8, Public Corruption
Contact: SA [redacted]

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b7C
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Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-100

Title: CHARLES KUSHNER;
ET AL;
CSLPO - LOCAL LEVEL: MAIL FRAUD
OO: NK

Synopsis: [redacted]

b3
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Enclosure(s): [redacted]

Details: [redacted]

[redacted]

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-100
194A-NK-109145 [redacted]

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[redacted]

[redacted]

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194A-NK-109145
-101

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: [redacted]
Sender's Initials:
Number of Pages: 2
(including cover sheet)

b6
b7C

To: NYPD
Name of Office

Date: 06/30/2004

Facsimile Number: 646-610-6047

Attn: P/O Weston 8th Fl
Name Room Telephone

From: F.B.I. - Newark
Name of Office

Subject: 2001, Pontiac, Bonneville,NJ #[redacted]

b6
b7C
b7E

Special Handling Instructions: Contact SA [redacted]

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed: Request to release towed vehicle.

[redacted]

WARNING

-102

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194A-NK-109145 [redacted]

U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No. NK-109145

11 Centre Place

973-792-3000

June 30, 2004

Attention: Police Operations Unit
New York Police Department
One Police Plaza, 8th Floor
New York, NY
facsimile (646-610-6047

RE: **Towed Vehicle: 2001, Pontiac Bonneville,**
New License plate number [redacted]

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Dear Police Officer [redacted]

This office is respectfully requesting the release of the referenced vehicle which was towed on Wednesday, 06/30/2004, in the area of 1st Avenue and 57th Street, New York, New York (NY). The aforementioned vehicle was operated by Special Agent (SA) [redacted] of this office, who was on official business at the time the vehicle was towed. Any questions or problems may be directed to SA [redacted] [redacted] Thank you for your assistance in this matter.

Sincerely

Joseph Billy, Jr
Special Agent in Charge

[redacted]

By:
[redacted]
Supervisory Special Agent

cc: [redacted]

A0442(Rev. 3/17) Warrant for Arrest

United States District Court
District of New Jersey

UNITED STATES OF AMERICA : **WARRANT FOR ARREST**

v. :

CHARLES KUSHNER : **Case Number:** 04-6120

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest CHARLES KUSHNER and bring him or her forthwith to the nearest magistrate to answer a

___ Indictment ___ Information X Complaint ___ Order of court ___ Violation Notice

charging him with (brief description of offense)

1) knowingly and willfully conspiring and agreeing with others to persuade, induce, entice, and coerce an individual to travel in interstate commerce to engage in prostitution and sexual activity for which a person could be charged with a criminal offense, contrary to Title 18, United States Code, Section 2422(a), and did an act to effect the object of the conspiracy, in violation of Title 18, United States Code, Section 371.

2) knowingly and willfully, and with the intent to retaliate, taking an action harmful to a person, namely Cooperating Witness 1, for providing to a law enforcement officer truthful information relating to the commission and possible commission of a Federal offense, in violation of Title 18, United States Code, Sections 1513(e) and 2; and

3) knowingly, willfully and corruptly endeavoring to influence, obstruct and impede the due administration of justice, namely, a grand jury investigation being conducted in the United States District Court for the District of New Jersey, in violation of Title 18, United States Code, Sections 1503 and 2.

Honorable Ronald J. Hedges	United States Magistrate Judge
Name [redacted]	Title of Issuing Officer
	b6 b7C
	July 12, 2004 Newark New Jersey
Signat	Date and Location

Bail fixed at $ ____________ by ____________

RETURN		
This warrant was received and executed with the arrest of the above-named defendant at 11 Centre Place, Newark, NJ 07102		
Date Received 7/12/04	[redacted]	[redacted]
Date of Arrest 7/13/04	FBI Special Agent	

194A-NK-109145-104

THE FOLLOWING IS FURNISHED FOR INFORMATION ONLY

DEFENDANT'S NAME: CHARLES KUSHNER

ALIAS: ______

LAST KNOWN RESIDENCE: ______

LAST KNOWN EMPLOYMENT: ______

PLACE OF BIRTH: ______

DATE OF BIRTH: ______

SOCIAL SECURITY NUMBER: ______

HEIGHT: ______ WEIGHT: ______

SEX: ______ RACE: ______

HAIR: ______ EYES: ______

SCARS, TATTOOS, OTHER DISTINGUISHING MARKS: ______

FBI NUMBER: ______

COMPLETE DESCRIPTION OF AUTO:

______

INVESTIGATIVE AGENCY AND ADDRESS: FBI, Newark, NJ

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 07/23/2004

To: Newark

From: Newark
Squad C-8
Contact: SA [redacted]

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Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-106

Title: CHARLES KUSHNER;
ET AL;
OO:NEWARK

Synopsis: Electronic Communication documenting the return of evidence on June 28, 2004.

Details: On June 28, 2004 the following items were returned to [redacted]

1B62	Item #21	Compaq Laptop computer with Power cord, s/n CNF34001V7
1B60	Item #19	Canon Multipass C3500
1B61	Item #18	Lexmark Printer, s/n 09240503063
1B59	Item #10	Green Duffel Bag
	Item #6	Radio Shack Regulated Power Supply #306728
	Item #5	Wavecom receiver Model WCJ30-102 RF10107-03
	Item #3	Power cords/batteries

This evidence was seized during a search warrant executed in Utica, NY on June 22, 2004.

[redacted]

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GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

COUNSELLORS AT LAW

METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
WOODBRIDGE, N.J. 07095-0988
(732) 549-5600
FAX (732) 549-1881

DELIVERY ADDRESS:
99 WOOD AVE. SOUTH
ISELIN, NEW JERSEY 08830-2712

6 BECKER FARM ROAD
ROSELAND, NEW JERSEY 07068-1735
(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

DATE: June 7, 2004

PLEASE DELIVER IMMEDIATELY TO:

Name	Firm	Fax Number	Phone Number
[redacted] Special Agent	FBI	[redacted]	[redacted]
[redacted] Supervisory Special Agent			
[redacted] Esq., AUSA	U.S. Attorney's Office	[redacted]	[redacted]

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CLIENT/MATTER NUM. 14811-001 (SCHONBRAUN)

FROM: [redacted] ESQ.

MESSAGE:

Total number of pages including cover page: 13

If you do not receive all the pages or there is a malfunction, please call (732) 549-5600 ext [redacted] as soon as possible.

Fax numbers: (732) 549-1881, [redacted]

Confidentiality Notice

The information contained in this facsimile message is confidential and may be privileged pursuant to the attorney-client and/or work product privilege. This information is intended only for the use of the individual or entity named above. **If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution or copy of this communication is strictly prohibited.** If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

[redacted] -107

194A-NK-109145 [redacted]

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

[redacted]

COUNSELLORS AT LAW
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(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

WM. L. GREENBAUM (1914-1983)
[redacted]

REPLY TO: *Woodbridge*

b6
b7C

February 27, 2004

VIA HAND DELIVERY

Special Agent [redacted]
Federal Bureau of Investigation
11 Centre Place
Newark, NJ 07102

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Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

Dear Special Agent [redacted]

As you know, this firm represents Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"). On January 6, 2004, I wrote to you requesting the return of certain items. To date, we have not received some of the items requested. Those items are as follows:

Page	Item	Description
4	22	1 black appt. book for 2003
5	26	Loan agreement: [redacted]
10	1	Employee salary analysis
10	2	Partner billings analysis
18	1	October 2003 SSMB Line of Credit Renewal
18	2	SSMB Deferred Compensation Opportunity Fund

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Page	Item	Description
18	6	SSMB Valley Loan/Line of Credit

In addition, we are at this time requesting the return of the following original documents:

Page	Item	Description
19	6	[redacted] Family Estate Planning [redacted] Trust 9/30/02 BSS Life Insurance Trust #2 BSS Will 2002 [redacted] [redacted] Will 2002 [redacted] Family, LLC BSS Life Insurance Trust u/t/a/d March 10, 2002

I recognize that these documents may be voluminous, and therefore, I again request that you allow a copy service to come in and make these copies as soon as possible. Please advise me if this arrangement is acceptable. Thank you for your continuing cooperation.

Very truly yours,

[redacted]

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[redacted]

cc: [redacted] Supervisory Special Agent *(via fax and regular mail)*
[redacted] AUSA *(via Hand Delivery)*

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b7C

[redacted]

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LL

[redacted]

COUNSELLORS AT LAW
METRO CORPORATE CAMPUS ONE
P.O. BOX 5600
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(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

[redacted]

REPLY TO: *Woodbridge*

June 7, 2004

VIA FEDERAL EXPRESS

[redacted] Esq., Asst. U.S. Attorney
U.S. Attorney's Office
970 Broad Street, Suite 700
Newark, New Jersey 07102

Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

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b7C

Dear [redacted]

As you know, this firm represents Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"). On January 6, 2004, January 15, 2004, February 27, 2004, and April 1, 2004, I wrote to Special Agent [redacted] requesting the return of certain items seized on December 17, 2003. Copies of these letters are enclosed for your convenience. To date, we have not received some of the items requested, during these written requests and numerous oral requests.

Specifically, among other items, we have not yet received back certain original documents. Those documents related to the [redacted] Family Estate Planning are:

[redacted] Trust 9/30/02
BSS Life Insurance Trust #2
BSS Will 2002 [redacted]
[redacted] Will 2002
[redacted] Family, LLC
BSS Life Insurance Trust u/t/a/d March 10, 2002
Estate Planning 10/1/02 and forward

Contrary to Special Agent [redacted] statements, these documents are, in fact originals.

[redacted]

-108

194A-NK-109145 [redacted]

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In addition, we have not received back [redacted] Blackberry, although we were assured months ago by Special Agent [redacted] that all relevant information already had been extracted, and that the Blackberry would be returned.

Please advise what, if anything, you can do to expedite the return of these items. Thank you for your cooperation.

Very truly yours

[redacted]

[redacted]
Enclosures

cc: [redacted] Special Agent *(w/encls.) (via fax and regular mail)*
[redacted] Supervisory Special Agent *(w/encls.) (via fax and regular mail)*

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 08/04/2004

To: Newark

From: Newark
C-8
Contact: SA [redacted]

Approved B[redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-109145 (Pending)-109

Title: CHARLES KUSHNER;
ET AL;
OO: NEWARK

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Synopsis: EC documenting the return of evidence on 8/2/2004

Details: On 8/2/2004 at 9:00 a.m., the following evidence was returned to Schonbraun Safris McCann & Bekritsky:

1B28, Item #6, [redacted] Family Estate Planning

♦♦

ECT_[redacted]

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-109
194A-NK-109145

[redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 07/12/2004

To: Newark **Attn:** Squad C-8
SA [redacted]

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From: Albany
Utica RA
Contact: SA [redacted]

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-109145 -110 (Pending)

Title: CHARLES A. KUSHNER;
et al;
CSLPO - STATE LEVEL;
MAIL FRAUD

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Result of lead coverage

Reference: 194A-NK-109145-1, serial 4

Enclosure(s): One CD Rom containing photographs of [redacted] [redacted]

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Details: For the information of Newark, as per the above referenced communication, a lead was set for Albany Division, Utica RA, to assist the Newark Division in covertly developing information needed in order to obtain a search warrant for [redacted] [redacted] and was believed to be located at his residence, [redacted] [redacted] Albany furnished the needed information via telcal and E-mail to the Newark Division. On 06/21/2004, SA [redacted] Newark Division, obtained a search warrant for [redacted] in the Northern District of New York (NDNY) at Syracuse, New York.

On 06/22/2004, a joint team of Newark SAs and Albany SAs made entry into [redacted] and conducted a warrant search of the premises. At the conclusion of the search, all seized items were turned over to the custody of the Newark Division.

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[redacted]

[redacted]

194A-NK-109145 110

[redacted]

On 07/07/2004, SA [redacted] returned the warrant and copy of an inventory regarding the items seized to the Honorable David E. Peebles, U.S. Magistrate Judge, NDNY, Syracuse, New York.

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In light of the above, Albany is considering this lead covered.

LEAD(s):

Set Lead 1: (Info)

NEWARK

AT NEWARK, NJ

Read and clear.

♦♦

SAR/USAO#2004R00322

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Crim. No.

v. : 18 U.S.C. §§ 1001, 1513(e) and 2; 26 U.S.C. § 7206(2)

CHARLES KUSHNER :

INFORMATION

Defendant Charles Kushner having waived in open court prosecution by indictment and any objections based upon the statute of limitations, the United States Attorney for the District of New Jersey charges:

COUNTS 1 - 16

(Assisting the Preparation of Fraudulent Partnership Returns)

Defendant and Entities

1. Defendant Charles Kushner, a resident of Livingston, New Jersey, was the Chairman of Kushner Companies, a business entity and trade-name which controlled over one-hundred residential, office, hotel, and commercial real-estate partnerships, limited liability corporations and management companies, located primarily in the New Jersey/Tri-State Area (the "Kushner Real Estate Partnerships").

2. Kushner Real Estate Partnerships and Kushner Companies Entities included:

i. Oakwood Apartments LLC which owned Oakwood Village, a 1224-unit residential apartment development located in

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8/30/04
[redacted]
112

194A-NK-109145 [redacted]

Flanders, New Jersey.

ii. Quail Ridge L.P. which owned the business entities 8 Quail Ridge Associates, 9 Quail Ridge Associates, and 10 Quail Ridge Associates, which collectively owned Quail Ridge Apartments, a 1032-unit residential apartment development located in Plainsboro, New Jersey.

iii. P.H. Developers L.P. which owned Pheasant Hollow Associates which, in turn, owned Pheasant Hollow, a 440-unit residential apartment development located in Plainsboro, New Jersey.

iv. Westminster Management L.P. which operated as a property management company and collected a management fee from each of the Kushner Real-Estate Partnerships.

3. It was the object of the scheme that defendant Charles Kushner would assist in the preparation of false partnership tax returns in order to evade the paying taxes by the partners of the Kushner Real-Estate Partnerships to the IRS for the true net income of the Kushner Real-Estate Partnerships through the overstatement of deductible business expenses and other means, and thereby cause the understatement of income reported by the Kushner Real-Estate Partnerships' partners.

4. It was part of the scheme that defendant Charles Kushner oversaw the creation of financial reports for the Kushner Real Estate Partnerships which, among other things, improperly

characterized charitable contributions as current business expenses.

5. It was a further part of the scheme that defendant Charles Kushner caused the preparation of the partnership tax returns for the Kushner Real-Estate Partnerships into which he caused the incorporation of these fraudulent and mischaracterized expenses.

6. It was a further part of the scheme that defendant Charles Kushner caused the partnership tax returns for the Kushner Real-Estate Partnerships to be filed with the IRS.

7. It was a further part of the scheme that to disguise the scheme and prevent detection by the IRS, defendant Charles Kushner caused the omission of charitable contributions on the form K-1s distributed at year end to the partners in the Kushner Real-Estate Partnerships.

8. It was a further part of the scheme that in or about July 2000, defendant Charles Kushner caused (a) the approval of a $3,384 payment from Quail Ridge Associates to pay an individual's private school tuition expense, knowing this expense was neither incurred by Quail Ridge Associates nor related to its operation and (b) the recording of this payment as a charitable contribution in Quail Ridge Associates' accounting records.

9. It was a further part of the scheme that in or about December 2000, defendant Charles Kushner caused (a) the approval

of a $7,000 payment from Quail Ridge Associates to pay an individual's private school tuition expense, knowing this expense was neither incurred by Quail Ridge Associates nor related to its operation and (b) the recording of this payment as a charitable contribution in Quail Ridge Associates' accounting records.

10. It was a further part of the scheme that in or about July 2000, defendant Charles Kushner caused (a) the approval of a $3,384 payment from Pheasant Hollow Associates to pay an individual's private school tuition expense, knowing this expense was neither incurred by Pheasant Hollow Associates nor related to its operation and (b) the recording of this payment as a charitable contribution in Pheasant Hollow Associates' accounting records.

The Charge

11. On the dates listed below, in Morris and Essex Counties, in the District of New Jersey and elsewhere, defendant

CHARLES KUSHNER

did knowingly and willfully assist in the preparation of U.S. Partnership Tax Returns, Forms 1065, which were fraudulent and false as to material matters knowing that the returns were false and fraudulent as set forth below:

COUNT	PARTNERSHIP NAME	TAX YEAR	FILING DATE	FALSE MATTERS
1	Oakwood Apartments LLC	1998	April 14, 1999	$42,685 in fraudulent office expenses

2	Oakwood Apartments LLC	1999	April 16, 2000	$91,264 in fraudulent office expenses
3	Oakwood Apartments LLC	2000	April 15, 2001	$65,057 in fraudulent office expenses
4	Pheasant Hollow Associates	1998	April 14, 1999	$1,050 in fraudulent office expenses
5	Pheasant Hollow Associates	1999	April 16, 2000	$41,356 in fraudulent office expenses
6	Pheasant Hollow Associates	2000	April 18, 2001	$142,030 in fraudulent office expenses
7	8 Quail Ridge Associates	1998	April 17, 1999	$20,521 in fraudulent office expenses
8	9 Quail Ridge Associates	1998	April 17, 1999	$23,941 in fraudulent office expenses
9	10 Quail Ridge Associates	1998	April 17, 1999	$10,688 in fraudulent office expenses
10	8 Quail Ridge Associates	1999	April 13, 2000	$44,280 in fraudulent office expenses
11	9 Quail Ridge Associates	1999	April 16, 2000	$51,658 in fraudulent office expenses
12	10 Quail Ridge Associates	1999	April 13, 2000	$23,062 in fraudulent office expenses
13	8 Quail Ridge Associates	2000	April 15, 2001	$129,909 in fraudulent office expenses
14	9 Quail Ridge Associates	2000	April 15, 2001	$151,554 in fraudulent office expenses

15	10 Quail Ridge Associates	2000	April 15, 2001	$67,660 in fraudulent office expenses
16	Westminster Management LP	2000	April 16, 2001	$112,250 in fraudulent office expenses

In violation of Title 26, United States Code, Section 7206(2).

COUNT 17

(Retaliating Against Cooperating Witness 1)

1. Paragraph 1 of Counts 1 to 16 are hereby incorporated and realleged as if fully set forth herein.

2. In or about February 2003, investigating federal law enforcement authorities began a Grand Jury Investigation. The Grand Jury Investigation focused on, among other things, defendant CHARLES KUSHNER'S control of over one-hundred real estate partnerships which he and various associates had allegedly used to defeat federal tax laws and circumvent federal campaign contribution limitations.

3. Since in or about March 2003, defendant CHARLES KUSHNER was aware of the Grand Jury Investigation and that Cooperating Witness 1, a close relative of defendant CHARLES KUSHNER, was providing information to investigating law enforcement authorities in connection with the Grand Jury Investigation. Cooperating Witness 1 is married to Cooperating Witness 2.

4. In or about August 2003, defendant CHARLES KUSHNER hired a private investigator (the "Private Investigator") and his associate (the "Associate") to arrange for and videotape the seduction of Cooperating Witness 2 by an escort/call girl ("Woman 1") and to videotape their sexual liaison.

5. On or about December 5, 2003, the Private Investigator, the Associate and Woman 1 successfully completed the plan to

seduce and videotape Cooperating Witness 2.

6. On or about May 7, 2004, certain business associates of defendant CHARLES KUSHNER received letters from the U.S. Attorney's Office indicating that they were targets of the Grand Jury Investigation.

7. On or about May 9, 2004, defendant CHARLES KUSHNER instructed the Associate that he wanted a copy of the videotape depicting Cooperating Witness 2 having sexual intercourse with Woman 1 along with still photographs created from the videotape, to be mailed to Cooperating Witness 1. Defendant CHARLES KUSHNER also instructed the Associate that he wanted the videotape and still photographs to be mailed from Canada and that they should arrive at Cooperating Witness 1's home prior to a scheduled family party.

8. On or about May 9, 2004, the Associate communicated to the Private Investigator defendant CHARLES KUSHNER's instructions to mail to Cooperating Witness 1 the videotape and still photographs of Cooperating Witness 2 having sexual intercourse with Woman 1.

9. On or about May 10, 2004, the Private Investigator traveled to a location in upstate New York and placed in the mail a package, addressed to Cooperating Witness 1, containing the videotape and still photographs.

10. On or about May 13, 2004, the above-described package

mailed by the Private Investigator arrived at the residence of Cooperating Witness 1 in Essex County, New Jersey and was opened by Cooperating Witness 1.

11. From in or about August 2003 to on or about May 12, 2004, in Essex County, in the District of New Jersey and elsewhere, defendant

CHARLES KUSHNER

did knowingly and willfully, and with the intent to retaliate, take action harmful to a person, namely Cooperating Witness 1, for providing to a law enforcement officer truthful information relating to the commission and possible commission of Federal offenses.

In violation of Title 18, United States Code, Sections 1513(e) and 2.

COUNT 18

(False Statement in an FEC Matter)

1. Paragraph 1 of Counts 1 to 16 are hereby incorporated and realleged as if fully set forth herein.

2. Between in or about 1999 and in or about 2002, defendant Charles Kushner, without the knowledge or permission of certain partners of the Kushner Real-Estate Partnerships, caused federal political campaign contributions in excess of $385,000 to be made in the name of said partners.

3. Between in or about 2000 and in or about 2002, in Florham Park, in the District of New Jersey and elsewhere, defendant

CHARLES KUSHNER

in a matter within the jurisdiction of an agency of the Executive Branch of the Government of the United States, that is, the Federal Election Commission (the "FEC"), did knowingly and willfully make and cause to be made materially false, fictitious and fraudulent statements and representations in that defendant provided to the FEC letters and schedules which falsely allocated campaign contributions to certain individuals who had no knowledge that contributions were being made in their name, nor had consented to the making of a contribution.

In violation of Title 18, United States Code, Sections 1001(a)(2) and 2.

CHRISTOPHER J. CHRISTIE
United States Attorney

CASE NUMBER: ________

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

CHARLES KUSHNER

INFORMATION FOR

18 U.S.C. §§ 1001, 1513(e) and 2
26 U.S.C. § 7206(2)

Christopher J. Christie
U.S. ATTORNEY
NEWARK, NEW JERSEY

RALPH J. MARRA, JR.
SCOTT A. RESNIK
ASSISTANT U.S. ATTORNEYS
NEWARK, NEW JERSEY
(973) 645-2737

GREENBAUM, ROWE, SMITH, RAVIN, DAVIS & HIMMEL LLP

[redacted]

COUNSELLORS AT LAW
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(973) 535-1600
FAX (973) 535-1698

EMAIL: INFO@GREENBAUMLAW.COM
WWW.GREENBAUMLAW.COM

[redacted]

[redacted]

REPLY TO: *Woodbridge*

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April 1, 2004

Special Agent [redacted]
Federal Bureau of Investigation
11 Centre Place
Newark, NJ 07102

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VIA FEDERAL EXPRESS

Re: ***Schonbraun Safris McCann Bekritsky & Co., L.L.C.***

Dear Special Agent [redacted]

As you know, this firm represents Schonbraun Safris McCann & Bekritsky & Co., L.L.C. ("SSMB"). On January 6, 2004, January 15, 2004 and February 27, 2004, I wrote to you requesting the return of certain items seized on December 17, 2003. Copies of these letters are enclosed for your convenience. To date, we have not received some of the items requested.

Specifically, among other items, we have not yet received back certain original documents. Those documents related to the [redacted] Family Estate Planning are:

[redacted] Trust 9/30/02
BSS Life Insurance Trust #2
BSS Will 2002 [redacted]
[redacted] Will 2002
[redacted] Family, LLC
BSS Life Insurance Trust u/t/a/d March 10, 2002
Estate Planning 10/1/02 and forward

In addition, we have not received back [redacted] Blackberry, although we were assured by you that all relevant information already had been extracted.

[redacted]

194A-NK-109145-113

[redacted]

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Please advise when these documents and items will be returned.

Very truly yours,

[redacted]

[redacted]
Encls.

cc: [redacted] Supervisory Special Agent *(w/encls.) (via fax and regular mail)*
[redacted] AUSA *(w/encls.) (via FedEx)*

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1363757-000

Total Deleted Page(s) = 69
Page 3 ~ b3; b6; b7C;
Page 4 ~ Duplicate;
Page 5 ~ b3; b6; b7C;
Page 6 ~ Duplicate;
Page 7 ~ b3; b6; b7C;
Page 8 ~ Duplicate;
Page 14 ~ Duplicate;
Page 15 ~ Duplicate;
Page 18 ~ Duplicate;
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Page 20 ~ b6; b7C;
Page 21 ~ Referral/Direct;
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Page 43 ~ b6; b7C;
Page 44 ~ b6; b7C;
Page 54 ~ b6; b7C;
Page 55 ~ b6; b7C;
Page 56 ~ b6; b7C;
Page 57 ~ b6; b7C;
Page 58 ~ b6; b7C;
Page 59 ~ b6; b7C;
Page 60 ~ b6; b7C;
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Page 96 ~ b6; b7C;

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X   Deleted Page(s)    X
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DuaneMorris
1904-2004
100th Anniversary

DUANE MORRIS LLP
744 BROAD STREET, SUITE 1200
NEWARK, NJ 07102-3889
PHONE: 973.424.2000
FAX: 973.424.2001

A Delaware limited liability partnership
WALTER J. GREENHALGH, RESIDENT PARTNER

FACSIMILE TRANSMITTAL SHEET

TO: Special Agent [redacted]

b6
b7C
b7E

FIRM/COMPANY: Federal Bureau of Investigation

FACSIMILE NUMBER: [redacted]

CONFIRMATION TELEPHONE:

FROM: [redacted]

DIRECT DIAL:

DATE: September 7, 2004

USER NUMBER: [redacted]

FILE NUMBER: 99999-99999

TOTAL # OF PAGES: 2
(INCLUDING COVERSHEET)

MESSAGE:

NOTE: Original will follow via Regular Mail

CONFIDENTIALITY NOTICE

[redacted] b6
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If there is a problem with this transmission, please call us as soon as possible at 973.424.2000.

-117

NWK\98379.1

194A-NK-109145 [redacted]

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1904-2004
100th Anniversary

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[redacted]

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September 7, 2004

VIA FACSIMILE [redacted]
AND REGULAR MAIL
Special Agent [redacted]
Federal Bureau of Investigation
11 Center Place
Newark, New Jersey 07102

Re: [redacted]

b6
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Dear Agent [redacted]

We are the attorneys for [redacted] This will confirm that the interview with [redacted] [redacted] that you previously scheduled for tomorrow night at 6:00 p.m. at [redacted] home has been adjourned

This will also confirmed that you have represented to me that [redacted] is neither a target nor a subject in your pending investigation.

[redacted]

[redacted]

[redacted] FD-515 (Rev. 8-1-00)
Squad supervisor approval
(please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 7/15/04
Date Loaded 7/21/04
Data Loader's Initials [redacted]

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☒
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) AL, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3-Helped, substantially
4-Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

b6
b7C
b7E

Rate FO	IAT	Rate FO	IAT	Rate FO	IAT	Rate FO	IAT
[redacted]	Fin. Analyst	[redacted]	ab. Div. Exan	[redacted]	UCO - Group I	[redacted]	Ft. Mon.- ITC
	Aircraft Asst.		ab. Field Sup		UCO - Group II		For. Lang Asst.
	Computer		en Registers		UCO - Nat. Back		Non FBI Lab Ex
	Consen Mon.		hoto Cover.		NCAVC / VI - CA		Vict-Witn Coor
	Elsur / FISC		olygraph		Crim/NS Intel Ass		IO Wanted Flyer
	Elsur / T. III		earch Warran		Crisis Neg. - Fed.		SARs
	Eng. Field Spt		how Money		Crisis Neg. - Loca		CART
	Eng. Tape Ex		OG Asst.		ERT Asst.		
	Legats Asst.		wat Team		Butte - ITC		
	Evid Purchase		ech. Ag/Equip		Sav - ITC		
	Inf/CW Info		hone Toll Re		Poc - ITC		

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: 7/12/04
Check if Civil Rico Complaint ☐
Information Date: ________
Indictment Date: ________

B. Locate/ Arrest
☒ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☒ C
Locate Date: ________
Arrest Date: 7/13/04
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ________
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ________
Code •______ ✓ Amount $______
Code •______ ✓ Amount $______
Restitution Date: ________
☐ Court Ordered ☐ Pretrial Diversion
Code •______ ✓ Amount $______
PELP Date: ________
Code •______ ✓ Amount $______

E. Hostage(s) Released Date: ________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ________
Child Located Date: ________

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ________
Subject Description Code:______•(_____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ______ Judicial District: ______

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	371	1
18	1503	1
18	1513(e)	1

H. Sentence Date: ________
Sentence Type: ____,____,____•
In Jail: Years____ Months ____
Suspended: Years____ Months ____
Probation: Years____ Months ____
Fines: $________

I. Disruption/Dismantlement:
Disruption Date: ________
Dismantlement Date: ________
Completion of FD-515a Side 2 **Mandatory**

J. Civil Rico Matters Date: ________
Also Complete **"Section G"**
Other Civil Matters Date:________
Judgment ___ ___ ___ ___•
Judicial Outcome ___ ___ ___ ___•x
Amount $________
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ________
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year____ Months ____

L. Asset Seizure Date: ________
Asset Forfeiture Date: ________
CATS # Mandatory ________
Check one of the three:
☐ Asset Forfeiture - Administrative
☐ Asset Forfeiture - Civil Judicial
☐ Asset Forfeiture - Criminal
Do not indicate $ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion
Acquittal Date: ________
Dismissal Date: ________
Pretrial Diversion Date: ________

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
CHARLES KUSHNER	W	M	[redacted]	

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For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5m.

Serial No. of FD-515: 118

For Further Instructions See: MAOP, Part [illegible]ections 3-5 thru 3-5.3.

PROPERTY CODES

01	Cash
02	Stocks, Bonds or Negot. Instruments
03	General Retail Merchandise
04	Vehicles
05	Heavy Machinery & Equipment
06	Aircraft
07	Jewelry
08	Vessels
09	Art, Antiques or Rare Collections
11	Real Property
20	All Other

SENTENCE TYPES

CP	Capital Punishment
JS	Jail Sentence
LP	Life Parole
LS	Life Sentence
NS	No Sentence (Subject is a Fugitive, Insane, has Died, or is a Corporation)
PB	Probation
SJ	Suspension of Jail Sentence
YC	Youth Correction Act

PELP CODES

22	Counterfeit Stocks/Bonds/Currency/ Negotiable Instruments
23	Counterfeit/Pirated Sound Recordings or Motion Pictures
24	Bank Theft Scheme Aborted
25	Ransom, Extortion or Bribe Demand Aborted
26	Theft From or Fraud Against Government Scheme Aborted
27	Commercial or Industrial Theft Scheme Aborted
30	All Other

RACE CODES

A	Asian/Pacific Islander
B	Black
I	Indian/American
U	Unknown
W	White
X	Nonindividual

AGENCY CODES

AFOIS	Air Force Office of Special Investigations
ACIS	Army Criminal Investigative Service
BATF	Bureau of Alcohol, Tobacco & Firearms
BIA	Bureau of Indian Affairs
DCAA	Defense Contract Audit Agency
DCIS	Defense Criminal Investigative Service
DEA	Drug Enforcement Administration
DOC	Department of Corrections
DOI	Dept. of Interior
EPA	Environmental Protection Agency
FAA	Federal Aviation Administration
FDA	Food and Drug Administration
HHS	Dept. of Health & Human Services
HUD	Dept. of Housing & Urban Development
INS	Immigration and Naturalization Service
IRS	Internal Revenue Service
NASA	Nat'l Aeronautics & Space Admin
NBIS	Nat'l NARC Border Interdiction
NCIS	Naval Criminal Investigative Service
RCMP	Royal Canadian Mounted Police
SBA	Small Business Administration
USBP	U.S. Border Patrol
USCG	U.S. Coast Guard
USCS	U.S. Customs Service
USDS	U.S. Department of State
USMS	U.S. Marshals Service
USPS	U.S. Postal Service
USSS	U.S. Secret Service
USTR	U.S. Treasury
LOC	Local
CITY	City
COUN	County
ST	State
OTHR	Other

JUDGMENT CODES

CJ	Consent Judgment
CO	Court Ordered Settlement
DF	Default Judgment
DI	Dismissal
JN	Judgment Notwithstanding
MV	Mixed Verdict
SJ	Summary Judgment
VD	Verdict for Defendant
VP	Verdict for Plaintiff

JUDICIAL OUTCOME

AG	Agreement
BR	Barred/Removed
CC	Civil Contempt
DC	Disciplinary Charges
FI	Fine
PI	Preliminary Injunction
PR	Temporary Restraining Order
PS	Pre-filing Settlement
RN	Restitution
SP	Suspension
VR	Voluntary Resignation
OT	Other

SUBJECT PRIORITY

A	Subject wanted for crimes of violence (i.e., murder, manslaughter, forcible rape) against another individual or convicted of such a crime in the past five years
B	Subject wanted for crimes involving loss or destruction of property valued in excess of $25,000 or convicted of such a crime in the past five years.
C	All other subjects.

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME SUBJECTS

1F	Boss
1G	Underboss
1H	Consigliere
1J	Acting Boss
1K	Capodecina
1L	Soldier

KNOWN CRIMINALS

2A	Top Ten or I.O. Fugitive
2B	Top Thief
2C	Top Con Man

FOREIGN NATIONALS

3A	Legal Alien
3B	Illegal Alien
3C	Foreign Official W/out Diplomatic Immunity
3D	U.N. Employee W/out Diplomatic Immunity
3E	Foreign Student
3F	All Others

OTHERS

8A	All Other Subjects
8B	Company or Corporation

TERRORISTS

4A	Known Member of a Terrorist Organization
4B	Possible Terrorist Member or Sympathizer

UNION MEMBERS

5D	President
5E	Vice-President
5F	Treasurer
5G	Secretary/Treasurer
5H	Executive Board Member
5I	Business Agent
5J	Representative
5K	Organizer
5L	Business Manager
5M	Financial Secretary
5N	Recording Secretary
5P	Office Manager
5Q	Clerk
5R	Shop Steward
5S	Member
5T	Trustee
5U	Other

GOVERNMENT SUBJECTS (6F,6G,6H- Include Agency Code)

6A	Presidential Appointee
6B	U.S. Senator/Staff
6C	U.S. Representative/Staff
6D	Federal Judge/Magistrate
6E	Federal Prosecutor
6F	Federal Law Enforcement Officer
6G	Federal Employee - GS 13 & Above
6H	Federal Employee - GS 12 & Below
6J	Governor
6K	Lt. Governor
6L	State Legislator
6M	State Judge/Magistrate
6N	State Prosecutor
6P	State Law Enforcement Officer
6Q	State - All Others
6R	Mayor
6S	Local Legislator
6T	Local Judge/Magistrate
6U	Local Prosecutor
6V	Local Law Enforcement Officer
6W	Local - All Others
6X	County Commissioner
6Y	City Councilman

BANK EMPLOYEES

7A	Bank Officer
7B	Bank Employee

07/22/2004

*************** COMPLAINT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 07/22/2004
Accom Date.: 07/13/2004

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b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

Assisting Agents SOC

[redacted]

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Complaint is for Federal/Local/International (F/L/I)... : F
Civil Rico Complaint (Y/N)...............................: N

United States Code Violation
===========================

Title	Section	Counts
18	371	1
18	1503	1
18	1514E	1

Accomplishment Narrative

1904-2004
Duane Morris
100th Anniversary
ERIC R. BRESLIN
744 BROAD STREET, SUITE 1200
NEWARK, NJ 07102-3889

ARK NJ 07102
PM
07 SEP
2004
NJ
PB METER
8103398
0.37
U.S. POSTAGE

Special Agent [redacted]
Federal Bureau of Investigation
11 Center Place
Newark, New Jersey 07102

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X-RAYED
DATE 9-8-04
ITIALS [redacted]

07102+4533

FD-302 (Rev. 10-6-95)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/08/2004

[redacted] Date of Birth (DOB) [redacted] [redacted] cell phone number [redacted] was advised of the identity of the interviewing agent and the purpose of the interview. [redacted] then furnished the following information:

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[redacted]

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[redacted] was informed that his previous statement documented in a FEDERAL BUREAU OF INVESTIGATION form FD-302 dated June 22, 2004, stated that he [redacted] [redacted] stated he was not sure why the form FD-302 stated [redacted] [redacted]

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b7C

[redacted]

b6
b7C

[redacted]

Investigation on 10/8/2004 at Newark, NJ (telephonically)

File # 194A-NK-109145 SUB 1 46 Date dictated 10/8/2004

by SA [redacted]

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This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

194A-NK-109145- 120

[redacted]

DRAFT – WITHOUT EXHIBITS

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY: NEWARK

---x

UNITED STATES OF AMERICA :

-against-

CR 04-580 (JLL)

CHARLES KUSHNER

Defendant :

---x

SENTENCING MEMORANDUM SUBMITTED ON BEHALF OF CHARLES KUSHNER

[redacted]

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[redacted]

194A-NK-109145

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY: NEWARK

UNITED STATES OF AMERICA -against- **CHARLES KUSHNER** Defendant	**CR 04-580 (JLL)**

PRELIMINARY STATEMENT

This Sentencing Memorandum is respectfully submitted on behalf of **CHARLES KUSHNER** to aid this distinguished Court in determining the appropriate sentence to impose in this difficult case.

INTRODUCTION - CASE BACKGROUND

This is a very sad case. A personal, private, family dispute among adult siblings, escalated to a point beyond control, ultimately spiraling into a sordid ugly tale of vindictive, self-destructive criminal behavior that has now ended with the public humiliation and virtual destruction of a truly **extraordinary** man. In this case, there are no winners. There is contrition, grief, regret, loss, devastating heartbreak and at least by one courageous man, acceptance of full responsibility for his crimes.

Charles Kushner, with head bowed, genuinely ashamed, now stands before this distinguished Court prepared to accept whatever punishment your Honor in his infinite wisdom determines to be appropriate. All he seeks is a full and fair consideration of the facts, and an appreciation of where all of the many characters in this tragic episode reside in what is a very dark chapter in the story of an otherwise truly distinguished family.

Charles Kushner is aware that there is **nothing** he can say to this Court, to his family or to his Community that will ever excuse his behavior. Mr. Kushner recognizes as well that there is nothing he or his counsel can say that could defend the conduct he stands convicted of. Nor is there any relevant argument that we offer to mitigate the impact of Charlie's criminal conduct on those who in this case are classified as the victims of his crimes.[1]

In this case there are only victims. Some clearly victimized by Charles Kushner, others, who although not criminally responsible before this Court, have nevertheless intentionally victimized Charles Kushner. None of the participants in this case come into or leave this saga with completely clean hands.

A FAMILY FEUD BECOMES A HORRIFIC NIGHTMARE

The report prepared by the Department of Probation briefly touches upon the private Kushner family feud. We submit with great respect that for counsel to dwell on that dispute would not be appropriate, as nothing that happened in the course of the bitter protracted Kushner sibling rivalry justified the criminal conduct that Charlie engaged in.

---

[1] Counsel are well aware that in addition to the crime of **Witness Retaliation**, Mr. Kushner has also pleaded guilty to various tax crimes relating to "charitable contributions" being made from real estate partnerships, as well as to a crime relating to a false written submission that violated Campaign Finance Laws. We respectfully note however that it was the Witness Retaliation conduct that prompted Mr. Kushner's summary arrest last July, not any other criminal charges that are nevertheless covered by his Plea Agreement. Indeed, at the time of Charles' arrest, despite an extensive investigation, Charles Kushner himself was not identified as a "target" of the tax investigation. Accordingly, while we do not minimize Mr. Kushner's role in the other crimes he has fully acknowledged participation in, the substance of this Memorandum will primarily address the Witness Retaliation charges, which counsel believe may give this Court the greatest pause in wrestling with the question of how or why a man like Charlie Kushner got to the point where he would contemplate engaging in truly offensive behavior against a member of his own family.

On the other hand, it would be terribly unfair to this Court for us to simply ignore the events that immediately preceded Charlie's decision if you will to "retaliate" against members of his family, as it would leave this court with no context within which to at least try to understand what might prompt a man like Charlie Kushner to do that which he did. Accordingly, a very brief outline of the tragic sequence of events is provided for the benefit of your Honor as part of the materials to be considered at the time of sentence.

KUSHNER COMPANIES

Kushner Companies was formed by Charlie Kushner and his late father Joseph Kushner of Blessed Memory, shortly before his father's death in 1985. Kushner Companies was never a family business despite it being so characterized by those who do not understand its true origin.

Although devastated by his father's unexpected death less than a year after he and his father formed Kushner Companies, to his great credit, Charlie Kushner with great foresight, hard work and true genius, took that small real estate company and turned it into the extraordinary success it is today, managing more than **3 billion** dollars worth of real estate assets.

[redacted]

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As Charlie's personal success flourished [redacted]

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[redacted]

[redacted] The bitter dispute began and the rest as they say is history.

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[redacted] The bitterness continued on both sides culminating in a barrage of civil litigation initiated by [redacted] against Charlie and Kushner Companies that eventually found its way into the public record resulting in Charlie's humiliation.

In this Memorandum, we choose however, not to dwell on the other participants in this sad story. We write only about Charles Kushner. We write on his behalf, not to excuse his conduct or to defend his crimes.

We write for one purpose and one purpose only – to respectfully bring to your Honor's attention a full awareness of the fact that this Court now has the awesome responsibility of sentencing Charles Kushner, a man who although obviously flawed, has nevertheless done so much good for his fellow citizens that his "extraordinary" conduct simply cannot be ignored on what for Charles Kushner, is his **JUDGMENT** day in this, his only lifetime.

MR. KUSHNER PLEADED GUILTY ALMOST IMMEDIATELY AFTER HIS ARREST, EVIDENCING WHAT CAN ONLY BE CHARACTERIZED AS EXTRAORDINARY ACCEPTANCE OF RESPONSIBILITY

To his credit, Mr. Kushner publicly acknowledged his criminal conduct in August, only a few **weeks** after his arrest in July of 2004. His decision to plead guilty even before indictment, demonstrates the clearest of evidence that his remorse is genuine, that his acceptance of responsibility is indeed very sincere. Charlie's very public plea we submit, also highlights the quality and vastness of his personal disgrace and humiliation, a punishment that by itself is almost overwhelming, a punishment that he will continue to endure for the rest of his life regardless of the actual sentence imposed by this Court.

With great appreciation and respect for the scholarship and personal integrity of this court, counsel for Charles Kushner beg for this Court's indulgence as we provide your Honor in this Memorandum with what we believe to be a compelling set of materials that must be carefully studied so that perhaps, the bizarre facts of this terrible case can be understood, but more importantly, so that this Court will have a completely legitimate basis upon which to conclude that despite his criminal conduct, Charles Kushner has truly earned the compassion of this Court, at this, the most frightening moment of his life.

[redacted]

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---

[2] **Volume** I contains the letters that are specifically referred to in the body of this Sentencing Memorandum. For the convenience of the Court the remaining **Volumes** contain copies of the hundreds of additional letters written to your Honor on behalf of Charles Kushner. All of the original letters are also provided to the Court in separate Exhibit folders.

[redacted]

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So too in Mr. Kushner's own private letter to your Honor (Exhibit **2**) the regret for his criminal behavior is obvious and sincere. He accepts responsibility for his crimes without excuse or defense and in his own private way describes for this distinguished Court his own private "hell" for which he has only himself to blame. Indeed, Mr. Kushner sadly but ever so honestly explains how the punishment this Court ultimately imposes will only add to the punishment he has already endured and will continue to endure for the rest of his life.

With great respect, we ask your Honor to read the letters from [redacted] and Charlie Kushner that are addressed to this Court as well as the letter from Charlie to [redacted] before reading any of the other hundreds of letters we have provided. We honestly believe that in their own words, [redacted] and Charlie better than anyone else, bring to your Honor's attention many critical facts and deeply truthful observations that will allow this Court to conclude that in this case, a sentence that mixes justice with compassion is indeed most appropriate.

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THE PLEA AGREEMENT

In sentencing **CHARLES KUSHNER**, counsel submit that this Court is presented with one of the most difficult decisions ever presented to any District Court in any jurisdiction. Thus, while the facts of this case are relatively easy to understand, the defendant himself nevertheless presents as one of the most complicated and in many ways most **extraordinary** men counsel have ever had the privilege of representing.

With great appreciation and deep respect for the scholarship, wisdom and integrity of this Court, counsel asks for the Court's patience as we provide your Honor with a sentencing submission that we honestly believe will, when carefully studied provide this Court with a basis from which to more fully appreciate the deeply compelling arguments advanced by counsel for Mr. Kushner as to why he should be sentenced to the lowest sentence of incarceration this Court deems appropriate.

Counsel fully understand the specific terms of the defendant's Plea Agreement, which in pertinent part preclude counsel for Mr. Kushner from applying for a downward departure from the stipulated Guideline sentencing range of **18-24 months** imprisonment set out in the Agreement.

We recognize that counsel are precluded from applying for a downward departure on any ground, including the positively **"extraordinary"** involvement by Mr. Kushner in a lifetime of charitable and civic work; good deeds is so **extraordinary** as to be without precedent we submit in any case, on any level in any jurisdiction.

Counsel understand that the stipulated sentencing range of **18-24** months imprisonment, is not binding on this Court but is binding on counsel for Mr. Kushner and the Government. Because the Agreement between the parties however, does allow for discretion within the stipulated range, we ask your Honor to consider all of the information set out herein and in the more than **700** compelling letters addressed to the Court by the wonderful people who plead for leniency on Charlie Kushner's behalf.

Through these materials we hope to persuade your Honor that **18** months, the lowest end of the agreed upon range, is not only enough of a prison sentence, in fairness, it should be considered by your Honor to be the longest sentence of imprisonment to even consider in the case of Charles Kushner, a man who, despite his criminal conduct, has nevertheless saved the lives of dozens of private citizens and who, by his amazing kindness has positively impacted on the lives of thousands.

THE CHARLIE KUSHNER STORY BEGINS

In the pages that follow, counsel have undertaken with great effort to weave for your Honor a truthful tale of basic human kindness. Instead of trying to tell your Honor of the wonderful things Charlie has done, we offer the words of those for whom he did them. All of the stories are quite remarkable. Some of the stories may appear too good to be true. All of them are **true**.

In trying to prove to your Honor how **special** Charlie is, we have limited the excerpts contained in this Memorandum only to those that are truly quite extraordinary. What we stress, are private acts of kindness never before publicly discussed, brought to the attention of this Court with the permission and at times, at the insistence of those who have waited years to find some way to try and repay Charlie, whose generosity of spirit changed the lives of many who now proudly plead to your Honor for leniency on Charlie's behalf.

Some of the letters detail sweet acts of unsolicited kindness extended by Charlie at a time of family crisis or sadness; a hospital visit, a blood transfusion, a condolence call, the offer of employment, a letter of recommendation. Other letters talk of lives actually saved by Charles

Kushner; a heart transplant he arranged for, the bone marrow transfusion he made possible, the neurosurgery he underwrote, the emergency life saving financial assistance he provided to so many, the employment he made possible to those who were thought to be unemployable, the education he made possible to so many "special" children, young children suffering from Down Syndrome, Autism and so many other dreaded childhood infirmities.

Many of the letters come from strangers whose crisis Charlie became aware of and like a real life **hero** just did what had to be done to save the day. Not one day, but **hundreds** of days, acting quietly with dignity, confidence and always, with class.

Instead of trying to prepare the Court for the powerful impact of these many personal writings, we choose instead to let the army of Charlie's people speak for themselves.

CHARLES KUSHNER'S VERY "PRIVATE" ACTS OF CHARITY ARE TRULY AMAZING – THERE IS SIMPLY NO OTHER WAY TO CHARACTERIZE THEM

Your Honor should understand, that Mr. Kushner would **not** initially permit his lawyers to disclose to this Court the many hundreds of extraordinary, but very **"private"** acts of kindness performed by him over a lifetime of **"anonymous"** charity.[3] Mr. Kushner was concerned about the possible intrusion into the privacy of those families he helped and thus he would not permit counsel to use his acts of pure kindness for his own benefit, assuming this Court will conclude as we have, that his truly amazing acts of kindness has made Charlie Kushner a remarkable man, who has really earned this Court's honest compassion.

As counsel, however, became more and more aware of the many wonderful things Charles Kushner has done for others over a lifetime of goodness, we urged Mr. Kushner to permit us to bring this information to your Honor's attention. In truth, counsel insisted, explaining that Charlie owed it to [redacted] who have also suffered so much public

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[3] The general public is of course well aware of the many **public** acts of charity that Charles Kushner has participated in, the hospital endowments, scholarships to schools of higher education and other massive infusions of his funds for the general benefit of the public. In this Memorandum, however, we stress the amazing **"private"** acts of extraordinary kindness that have never before been publicly discussed, extensions of charity and meaningful assistance by Charlie Kushner to families in need that he has never publicly disclosed, acts of kindness he did not participate in for credit or reward, but which have always been a very important part of his life, perhaps the most important part.

humiliation for his crimes. Counsel pleaded with Charlie to allow us to at least try to balance the record of his terrible behavior with disclosure of the heroic efforts he has undertaken so many times to rescue so many people in need.

Ultimately, many of the people who Charlie helped, came forward themselves and pleaded with Charlie and his lawyers to allow them to tell the Court their own Charlie Kushner story, so that in some way they could show gratitude for the wonderful man who came to their rescue in their own time of severe grief, crisis or despair.

Although with great reluctance, Mr. Kushner allowed counsel to proceed in gathering the letters and in filing this Memorandum, with the understanding that every effort would be made to preserve the dignity and privacy of the hundreds of people who came forward to share their story, a story of how "Charlie" as he is known to everyone, helped them, saved their children, created jobs for people in need and never ever turned away anyone who needed his help, whether a close friend or a total stranger.

The information contained in this Memorandum, is very hard to describe. We cannot even attempt to explain it or formally introduce the passages from the many letters we cite from, as they all speak with a simple eloquence that comes straight from the hearts of so many who simply needed to tell your Honor about a man who paid for an operation; educated a child; provided assistance to those with severe handicap or disability; or as in the case of so many, simply took the time to treat them humanely, with deep compassion. It is only fitting we submit that those to whom Charlie so eagerly extended compassion, should be his advocates in a plea for your Honor to extend compassion to him.

With great respect, in the pages that follow, we allow the letters themselves to tell this truly fascinating story. The very moving tale of Charlie Kushner and his amazing adventure into a world of compassion, healing and care.

We pray that these materials are accepted by your Honor in the pious, respectful and dignified manner in which they are intended. We pray that your Honor recognizes, as we have, that it would have been wrong to keep these materials from a sentencing Court that must decide the fate of Charles Kushner, a complicated man who, despite his flaws, has done as much good for mankind than most other private citizens.

By addressing your Honor not with the words of experienced advocates, but through the painful eloquence of ordinary citizens we believe that your Honor, like each of us, will be honestly and very deeply moved.

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CONCLUSION

Charlie Kushner violated the law. He did so knowingly and with knowledge that his acts were illegal.

No one can honestly doubt Charlie's remorse, nor can one honestly challenge his immediate and very public acceptance of responsibility, nor is there any doubt whatsoever that his public humiliation was widespread, and the punishment that has already been imposed is of great weight.

The question now is how does an honorable Court treat this very complicated man who has done something bad but had also done so much good as to make him quite extraordinary?

We respectfully ask the court to weigh all of the facts and do what in the Court's heart your Honor believes to be fair and just.

Respectfully,

[redacted]

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Brafman & Ross, P.C.
Attorneys for Charles Kushner
767 Third Avenue, 26th Floor
New York, New York 10017
Tel (212)750-7800
Fax (212)750-3906
E-mail: [redacted]

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

STATE OF NEW JERSEY : Misc. No.

: ss

COUNTY OF ESSEX : **AFFIDAVIT**

[redacted] being duly sworn deposes and says

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1. I am an attorney admitted to practice in the State of New Jersey. I, along with [redacted] [redacted] have represented [redacted] [redacted] in connection with grand jury subpoenas referenced herein.

2. [redacted] has authorized me to represent that it has waived the attorney client privilege with respect to discussions regarding [redacted] to permit [redacted] and me to answer questions regarding [redacted] in response to grand jury subpoenas served on [redacted]

3. [redacted]

[redacted]

[redacted]

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194A-NK-109145-129

[redacted]

The foregoing statements are true and correct to the best of my knowledge.

[redacted]

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Sworn to and subscribed before me
this 23rd day of Dec 19 2004

LAVINIA WASHINGTON
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Oct. 28, 2007

Lavinia Washington

[redacted] b3

United States District Court

DISTRICT OF NEW JERSEY

TO:

[redacted]

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SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

[redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE United States District Court U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM 481-483 Grand Jury DATE AND TIME [redacted]

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[redacted]

☐ ***Please see additional information on reverse***

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	Date
(BY) DEPUTY CLERK [redacted]	2/25/03 [redacted]
This subpoena is issued upon application of the United States of America CHRISTOPHER J. CHRISTIE United States Attorney	NAME, ADDRESS AND PHONE NUMBER OF A [redacted] U.S. Attorney's 970 Broad Stree Newark, NJ 0710

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*If not applicable, enter "none."

To be used in lieu of AO110

[redacted]

FORM OBD-227
Revised April 2000

Exhibit A

[redacted]

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United States District Court

DISTRICT OF NEW JERSEY

TO:

[redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

[redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE UNITED STATES DISTRICT COURT U.S. POST OFFICE & COURTHOUSE FEDERAL SQUARE NEWARK, NEW JERSEY 07102	ROOM 481-483 GRAND JURY
	DATE AND TIME [redacted]

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[redacted]

☐ *Please see additional information on reverse*

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK **WILLIAM T. WALSH**

[redacted]

Date 7/30/03

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[redacted]pon application of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY

[redacted] AUSA
U.S. Attorney's Office
970 Broad Street, Rm. 702
Newark, New Jersey 07102

[redacted]

*If not applicable, enter "none."

To be used in lieu of AO110

[redacted]

FORM OBD-227
Revised April 2000

Exhibit B

[redacted] b3

United States District Court

DISTRICT OF NEW JERSEY

TO:

[redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

[redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE UNITED STATES DISTRICT COURT U.S. POST OFFICE & COURTHOUSE FEDERAL SQUARE NEWARK, NEW JERSEY 07102	ROOM 481-483 GRAND JURY
	DATE AND TIME [redacted]

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[redacted]

☐ *Please see additional information on reverse*

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	Date
[redacted]	9/2/03

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[redacted]ued upon application of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY
[redacted] AUSA
U.S. Attorney's Office [redacted]
970 Broad Street, Rm. [redacted]
Newark, New Jersey 07102
[redacted]

*If not applicable, enter "none."

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

Exhibit C

[redacted] b3 b6 b7C

United States District Court

DISTRICT OF NEW JERSEY

TO:

[redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

[redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE United States District Court U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM 481-483 Grand Jury
	DATE AND TIME [redacted]

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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

[redacted]

☐ *Please see additional information on reverse*

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

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CLERK WILLIAM T. WALSH	Date
[redacted]	2/26/03 [redacted]

NAME, ADDRESS AND PHONE NUMBER OF ASSISTA

[redacted] A

CHRISTOPHER J. CHRISTIE
United States Attorney

U.S. Attorney's Office
970 Broad Street, 7th Fl.
Newark, NJ 07102

*If not applicable, enter "none."

To be used in lieu of AO110 [redacted]

FORM OBD-227
Revised April 2000

Exhibit D

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

STATE OF NEW JERSEY : Misc. No.

: ss

COUNTY OF ESSEX : **AFFIDAVIT**

[redacted] being duly sworn deposes and says

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1. I am an attorney admitted to practice in the State of New Jersey. I, along with [redacted] have represented [redacted] [redacted] in connection with grand jury subpoenas referenced herein.

2. [redacted] has authorized me to represent that it has waived the attorney client privilege with respect to discussions regarding [redacted] to permit [redacted] [redacted] and me to answer questions regarding [redacted] in response to grand jury subpoenas served on [redacted]

⑦

3. [redacted]

[redacted]

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[redacted]

194A-NY-109145-130

[redacted]

The foregoing statements are true and correct to the best of my knowledge.

[redacted]

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Sworn to and subscribed before me
this 23rd day of Dec ~~19~~2004

LAVINIA WASHINGTON
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Oct. 28, 2007

Lavenia Washington

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Page 228 ~ Referral/Consult;
Page 229 ~ Referral/Consult;
Page 230 ~ Referral/Consult;
Page 231 ~ Referral/Consult;
Page 232 ~ Referral/Consult;
Page 233 ~ Referral/Consult;
Page 234 ~ Referral/Consult;
Page 235 ~ Referral/Consult;
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Page 237 ~ Referral/Consult;
Page 238 ~ Referral/Consult;
Page 239 ~ Referral/Consult;
Page 240 ~ Referral/Consult;
Page 241 ~ Referral/Consult;
Page 242 ~ Referral/Consult;
Page 247 ~ b3; b6; b7C;
Page 248 ~ b3; b6; b7C;
Page 249 ~ b3;
Page 251 ~ Duplicate;
Page 255 ~ Referral/Consult;
Page 256 ~ Referral/Consult;
Page 285 ~ b6; b7C; b7E;
Page 286 ~ b6; b7C; b7E;
Page 287 ~ b6; b7C; b7E;
Page 288 ~ b6; b7C; b7E;
Page 289 ~ b6; b7C; b7E;
Page 290 ~ b6; b7C; b7E;
Page 291 ~ b6; b7C; b7E;
Page 292 ~ b6; b7C; b7E;
Page 293 ~ b6; b7C; b7E;
Page 294 ~ b6; b7C; b7E;
Page 295 ~ b6; b7C; b7E;
Page 296 ~ b6; b7C; b7E;
Page 297 ~ b6; b7C; b7E;
Page 299 ~ Duplicate;
Page 302 ~ Duplicate;
Page 309 ~ b6; b7C;
Page 310 ~ b6; b7C;
Page 311 ~ b3; b6; b7C;
Page 312 ~ b3; b6; b7C;
Page 313 ~ b3; b6; b7C;
Page 314 ~ b3; b6; b7C;
Page 315 ~ b3; b6; b7C; b7E;
Page 316 ~ b3; b6; b7C; b7E;
Page 317 ~ b3; b6; b7C; b7E;
Page 318 ~ b3; b6; b7C;
Page 322 ~ b7E;
Page 323 ~ b7E;
Page 324 ~ b7E;
Page 325 ~ b6; b7C; b7E;
Page 326 ~ b7E;
Page 327 ~ b7E;
Page 328 ~ b7E;
Page 329 ~ b6; b7C; b7E;
Page 330 ~ b6; b7C; b7E;
Page 331 ~ b7E;
Page 332 ~ b7E;
Page 333 ~ b7E;
Page 334 ~ b6; b7C; b7E;
Page 335 ~ b6; b7C; b7E;
Page 346 ~ Duplicate;
Page 349 ~ Duplicate;
Page 350 ~ Referral/Consult;
Page 351 ~ Referral/Consult;
Page 352 ~ Referral/Consult;
Page 353 ~ Referral/Consult;
Page 354 ~ Referral/Consult;
Page 355 ~ Referral/Consult;
Page 356 ~ Referral/Consult;
Page 357 ~ Referral/Consult;

Page 358 ~ Referral/Consult;
Page 359 ~ Referral/Consult;
Page 360 ~ Referral/Consult;
Page 361 ~ Referral/Consult;

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XXXXXXXXXXXXXXXXXXXXXXXX
X   Deleted Page(s)    X
X   No Duplication Fee X
X   For this Page      X
XXXXXXXXXXXXXXXXXXXXXXXX
```

New Jersey RCFL (NJRCFL) *Evidence Receipt*

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051[redacted] FAX: 609-584-0182

Lab Number:
NJRCFL-05-58

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000243	Media Container	Brown envelope
	2 Tape NJRCFL000244, NJRCFL000245	

Property / E[redacted]dence Receipt

b6
b7C
[redacted]

Date/Time	Released By	Received By
Date / Time 01/12/2005 08:55 AM	Name/Agency [redacted]	Name/Agency SA [redacted]
		Signature [redacted]

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

-130 [redacted]

194A-NK-109145

New Jersey RCFL (NJRCFL) *Evidence Receipt*

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:
NJRCFL-04-104

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 2

NJRCFL000236	Media Container	*Evidence envelope*
	1 Tape NJRCFL000237	

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time 01/12/2005 08:53 AM	Name/Agency [redacted]	Name/Agency SA [redacted]
	[redacted]	Signature [redacted]

b6
b7C

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

New Jersey RCFL (NJRCFL) *Evidence Receipt*

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:
NJRCFL-05-58

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000365	Package / Container
NJRCFL000366	Manila Envelope

1 CD-R
NJRCFL000367

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time	Name/Agency [redacted]	Name/Agency [redacted]
		Signature

b6
b7C

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

New Jersey RCFL (NJRCFL) *Evidence Receipt*

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:
NJRCFL-05-60

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 3

NJRCFL000238	Media Container	Brown envelope
	2 Floppy Disk NJRCFL000239, NJRCFL000240	

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time 01/12/2005 08:46 AM	Name/Agency [redacted]	Name/Agency SA [redacted]
	[redacted]	Signature [redacted]

b6
b7C

*Indicates the Witness acted as an Evidence Technician.

Page 1 of 1

New Jersey RCFL (NJRCFL) *Evidence Receipt*

Regional Computer Forensic Laboratory
1200 Negron Street, Hamilton NJ 08961
609-584-5051 [redacted] FAX: 609-584-0182

Lab Number:
NJRCFL-05-59

b6
b7C

Evidence Details

Total number of evidence items processed on this receipt: 2

NJRCFL000241	Media Container	Brown envelope
	1 Floppy Disk NJRCFL000242	

Property / Evidence Receipt

Date/Time	Released By	Received By
Date / Time 01/12/2005 08:44 AM	/Agency [redacted]	Name/Agency S[redacted]
	Sign[redacted]	Signature [redacted]

b6
b7C

*Indicates the Witness acted as an Evidence Technician.

[redacted] b3

United States District Court

NEW JERSEY

DISTRICT OF

TO: [redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR: [redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE	UNITED STATES DISTRICT COURT U.S. POST OFFICE & COURTHOUSE FEDERAL SQUARE NEWARK, NEW JERSEY 07102	ROOM 481-483 GRAND JURY DATE AND TIME [redacted]	b3 b6 b7C b7E

[redacted]

☐ *Please see additional information on reverse*

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	DATE 2/23/05 [redacted]	b6 b7C
(BY) DEPU [redacted]		

This subp [redacted] applica-
tion of the United States of America

CHRISTOPHER J. CHRISTIE
UNITED STATES ATTORNEY

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY
[redacted] AUSA [redacted]
U.S. Attorney's Office
970 Broad Street, Rm. 702
Newark, New Jersey 07102
[redacted]

135

*If not applicable, enter "none"

To be used in lieu of AO110

194A-NK-109145

FORM OBD-227
Revised April 20

[redacted]

RETURN OF SERVICE (1)

RECEIVED BY SENDER	DATE 2/23/05	PLACE Newark, NJ
SERVED	DATE 2/25/05	PLACE [redacted]

b3
b6
b7C

SERVED ON (NAME)
[redacted]

SERVED BY [redacted]	TITLE FBI Special Agent

STATEMENT OF SERVICES FEES

TRAVEL	SERVICES	TOTAL N/A

DECLARATION OF SERVER (2)

I declare under penalty of perjury under laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

b6
b7C

Executed on 2/25/05
Date

[redacted]
Signature of Server

11 Centre Place, Newark, NJ
Address of Server

07/02

ADDITIONAL INFORMATION

---

(1) As to who may serve a subpoena and the manner of its service see Rule 17 (d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil procedure.

(2) "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45 (c), Federal Rules of Civil Procedure; Rule 17 (d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)"

*U.S. GPO: 2003-496-240/72203

WARNING THAT CRIMINAL AND CIVIL PENALTIES MAY BE INCURRED FOR DISCLOSURE OF INFORMATION REGARDING THE ATTACHED GRAND JURY SUBPOENA

The attached Grand Jury subpoena is being served on your institution in connection with a Grand Jury investigation relating to either:

-- *a possible violation of, or conspiracy to violate, Section 215, 656, 657, 1005, 1006, 1007, 1014, 1344, 1956 or 1957 of Title 18, United States Code or Chapter 53 of Title 31, United States Code; or*

-- *a possible violation of, or conspiracy to violate, Section 1341 or 1343 of Title 18, United States Code, affecting a financial institution.*

Under Title 18, United States Code, Section 1510(b), it is a criminal violation for any officer, director, partner, employee, agent, or attorney of your institution to give any notice, whether direct or indirect, of the existence or contents of this subpoena, or of information furnished to the Grand Jury in response to the subpoena, to either any customer whose records are sought by the subpoena or any other person named in the subpoena. The giving of such notice would, in addition, violate the Right to Financial Privacy Act, Title 12, United States Code, Section 3420(b), and could subject your institution to civil and administrative sanctions pursuant to that Act.

FD-515 (Rev. 6-1-00)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 3/6/05

Date Loaded 3/11 [redacted]

Data Loader's Initials

b6
b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __ A, __ B, __ C, __ D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

Assisting Agents Soc. Sec. No. ×

1. _ - _ - _

Name:

2. _ - _ - _

Name:

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3 - Helped, substantially
4 - Absolutely essential

For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			
		Legats Asst.			Swat Team			Butte - ITC			
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			
		Inf/CW Info			Phone Toll Rec			Poc - ITC			

A. Complaint / Information / Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ______

Check if Civil Rico Complaint ☐

Information Date: ______

Indictment Date: ______

B. Locate/ Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: ______

Arrest Date: ______

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ______

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ______

Code •____ ✓ Amount $______

Code •____ ✓ Amount $______

Restitution Date: ______

☐ Court Ordered ☐ Pretrial Diversion

Code •____ ✓ Amount $______

PELP Date: ______

Code •____ ✓ Amount $______

E. Hostage(s) Released Date: ______

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ______

Child Located Date: ______

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: ______

Subject Description Code:____•(____)•

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor

☐ Plea or ☐ Trial

State: ____ Judicial District: ____

G. U.S. Code Violation

Required for sections A,B,F,and J (Federal Only)

Title	Section	# Counts

H. Sentence Date: 3/4/2005

Sentence Type: JS, __, __ •

In Jail: Years 2 Months ____

Suspended: Years ____ Months ____

Probation: Years ____ Months ____

Fines: $ 40,000.00

I. Disruption/Dismantlement:

Disruption Date: ______

Dismantlement Date: ______

Completion of FD-515a Side 2 **Mandatory**

J. Civil Rico Matters Date: ______

Also Complete "Section G"

Other Civil Matters Date: ______

Judgment __ __ __ __•

Judicial Outcome __ __ __ __•x

Amount $______

Suspension: Years ____ Months ____

K. Administrative Sanction Date: ______

Subject Description Code ____•

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year ____ Months ____

L. Asset Seizure Date: ______

Asset Forfeiture Date: ______

CATS # **Mandatory** ______

Check one of the three:

☐ Asset Forfeiture - Administrative

☐ Asset Forfeiture - Civil Judicial

☐ Asset Forfeiture - Criminal

Do not indicate $ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date: ______

Dismissal Date: ______

Pretrial Diversion Date: ______

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
CHARLES KUSHNER	W	M	[redacted]	[redacted]

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

b6
b7C

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5m.

Serial No. of FD-515: 136

03/16/2005

*************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

b6
b7C
b7E

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 03/16/2005
Accom Date.: 03/04/2005

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

Assisting Agents SOC

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Type of Sentence . . . : JS
Date of Sentencing . ..: 03/04/2005
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:	2	
Time Suspended.:		
Probation Time.:		
Total Fines. . :$	40000	

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

FD-468 (Rev. 9-01-04)

To: Executive Secretariat Unit, Room [redacted]

Date: 03/09/2005

From: SAC, Newark [redacted]

Approved By: SSA [redacted]

Drafted By: SA [redacted]

(Phone number) [redacted]

Case ID: 194A-NK-109145
(if appropriate)

b6
b7C
b7E

REQUEST FOR CERTIFICATE OR LETTER FROM DIRECTOR (Not both)

(NOTE: This form is NOT to be used for contract employees or FBI employees- for more information on recognizing contractors and FBI employees, contact PRAU, ASD, on [redacted]

LETTERS: Phone inquiries [redacted] **Fax** [redacted]

Reason for letter: ☒ Provided assistance to FBI ☐ Illness/Death
(check one) ☐ Retirement/Reassignment/Resignation ☐ Promotion/Appointment/Award ☐ Other

Letters of appreciation to individuals who provide assistance to the FBI may be prepared one of two ways: **(1)** sent directly to person being commended, with copy sent separately to superior (if desired), or **(2)** sent to superior of person being commended, with extra letterhead copy included for the person being commended. Full addresses should be provided for those receiving letters or copies. **Set forth justification and details on separate page.** Include **(1)** brief description of case; **(2)** accomplishments, i.e. arrests/convictions/seizures; and **(3)** specific contributions of person being commended. If letter is being presented by FBI representative, check the box below and provide name and full address if not being sent directly to a field office.

Letter should be addressed to:
(list additional requests on separate page)
(Legats--provide proper salutation)

Designate copy for superior, if desired:
(provide full address)

Person(s) being commended:
(if letter goes to superior)

☐ Letter will be presented by FBI representative, as set forth on separate page.
☐ Deadline for receipt, if any: ____________

CERTIFICATES: Phone inquiries [redacted] **Fax** [redacted]

b6
b7C
b7E

Provide BRIEF JUSTIFICATION for request and additional names on separate page. Certificates contain approved language which cannot be altered, are usually processed within 5 days, and are mailed to the field office or Resident Agency for presentation. They are encased in a leatherette holder or a cardboard holder when numerous certificates are requested. Both holders contain an embossed gold seal.

Type of Certificate: (Check one)
☐ 1. Federal Prosecutor
☒ 1a. Federal Prosecutor
☐ 2. General Support
☐ 2a. General Support
☐ 3. Joint Investigation
☐ 3a. Joint Investigation
☐ 4. Joint Task Force
☐ 4a. Joint Task Force
☐ 5. Task Force Investigation
☐ 6. General Exceptional Service
☐ 7. Retirement
☐ 8. Foreign Assistance
☐ 9. Local Prosecutor
☐ 10. Eagle Scout/Gold Award
☐ 11. International Terrorism Assistance

Name on Certificate: See attached Page
(include rank or title; name of agency/department; and information necessary to complete text of certificate)

Month/Year on Certificate: March 2005

Deadline for receipt, if any: ____________

Send to for presentation: SA [redacted] Squad C-8,
(Name and field office or RA) Newark Division

130

194A-NK-109145

[redacted]

SA [redacted]
Newark Division
March 9, 2005

b6
b7C

United States v. Charles Kushner

First Assistant United States Attorney [redacted]

Assistant United States Attorney [redacted]

Assistant United States Attorney [redacted]

All of the prosecutors are from the **United States Attorney's Office, District of New Jersey**

All three were key to the prosecution of Charles Kushner for violating federal election laws, federal income tax violations and witness retaliation/obstruction of justice. This investigation lasted over two years and involved a number of very complex legal issues and situations. All three prosecutors excelled in assisting the investigation and in presenting the case in front of a federal grand jury and other legal arguments in federal court.

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: ______
Sender's Initials: ______
Number of Pages: 3
(including cover sheet)

To: Executive Secretariat Unit
Name of Office

Date: 3/9/05

Facsimile Number: [redacted]

Attn: Name Room Telephone

b7E

From: FBI - Newark Division
Name of Office

Subject: Request for 3 Fed. Prosecutor Certificates — 1 Certificate for each AUSA listed on Attached page

Special Handling Instructions: ______

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

b6
b7C
b7E

Approved: ______

Brief Description of Communication Faxed: ______

WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.USC, § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE	**CLASSIFICATION**	
☐ Immediate	☐ Top Secret	Time Transmitted:
☐ Priority	☐ Secret	Sender's Initials:
☒ Routine	☐ Confidential	Number of Pages: 3 (including cover sheet)
	☐ Sensitive	
	☒ Unclassified	

To: [redacted] Date: 3/15/05

Name of Office

b3
b6
b7C

Facsimile Number: [redacted]

Attn: [redacted]

Name Room Telephone

From: FBI - Newark Division

[redacted] e

Subject: [redacted] Subpoena

[redacted] on pages 2 and 3 of

Fax [redacted]

b3
b6
b7C
b7E

Special Handling Instructions: Thanks [redacted]

Originator's Name: SA [redacted] Telephone: [redacted]

Originator's Facsimile Number: [redacted]

Approved:

Brief Description of Communication Faxed:

b6
b7C

[redacted]

9
0

WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.USC, § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

194A-NK-109145 [redacted]

[redacted] ev. 8-1-00)
Squad supervisor approval
(please initial)

Accomplishment Report
(Accomplishment must be reported and loaded into IS[illegible]AA
within 30 days from date of accomplishment)

Date Prepared 8/19/04
Date Loaded 10/5/0
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves:
(check all that apply)
- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☒
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) AL, __, __, __
A, B, C, D

Task Force

[redacted]

File Number
194A - NK - 109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used
1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate FO	IAT	Rate FO	IAT	Rate FO	IAT	Rate FO	IAT
[redacted]	Fin. Analyst	[redacted]	Lab. Div. Exam	[redacted]	UCO - Group I	[redacted]	Ft. Mon.- ITC
	Aircraft Asst.		Lab. Field Sup		UCO - Group II		For. Lang Asst.
	Computer		Pen Registers		UCO - Nat. Back		Non FBI Lab Ex
	Consen Mon.		Photo Cover.		NCAVC / VI - CAP		Vict-Witn Coor
	Elsur / FISC		Polygraph		Crim/NS Intel Asst		TO Wanted Flyer
	Elsur / T. III		Search Warrant		Crisis Neg. - Fed.		SARs
	Eng. Field Spt.		Show Money		Crisis Neg. - Local		CART
	Eng. Tape Ex		SOG Asst.		ERT Asst.		
	Legats Asst.		Swat Team		Butte - ITC		
	Evid Purchase		Tech. Ag/Equip.		Sav - ITC		
	Inf/CW Info		Phone Toll Rec		Poc - ITC		

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: 8/18/04
Indictment Date: ______

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ______
Arrest Date: ______
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ___ ✓ Amount $____
Code • ___ ✓ Amount $____
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ___ ✓ Amount $____
PELP Date: ______
Code • ___ ✓ Amount $____

E. Hostage(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______
Child Located Date: ______

F. Conviction
☒ Federal ☐ Local ☐ International
Conviction Date: 8/18/04
Subject Description Code: ___ •(___)•
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☒ Plea or ☐ Trial
State: NJ Judicial District: NEW JERSEY

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	1513(e)	1
18	1001	1
26	7206(2)	16

H. Sentence Date: ______
Sentence Type: ______•
In Jail: Years ___ Months ___
Suspended: Years ___ Months ___
Probation: Years ___ Months ___
Fines: $____

I. Disruption/Dismantlement:
Disruption Date: ______
Dismantlement Date: ______
Completion of FD-515a Side 2 **Mandatory**

J. Civil Rico Matters Date: ______
Also Complete "Section G"
Other Civil Matters Date: ______
Judgment __ __ __ __•
Judicial Outcome __ __ __ __•x
Amount $____
Suspension: Years ___ Months ___

K. Administrative Sanction Date: ______
Subject Description Code ___•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ___ Months ___

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # **Mandatory** ______
Check one of the three:
☐ Asset Forfeiture - Administrative
☐ Asset Forfeiture - Civil Judicial
☐ Asset Forfeiture - Criminal
Do not indicate $ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion
Acquittal Date: ______
Dismissal Date: ______
Pretrial Diversion Date: ______

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

b6
b7C

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
CHARLES KUSHNER	W	M	[redacted]	[redacted]

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5m.

Serial No. of FD-515
141

10/05/2004

*************** INFORMATION ***************
~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 10/05/2004
Accom Date.: 08/18/2004

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Information is for Federal, Local, or International (F/L/I)....: F
Serial Number of Information...................................:

United States Code Violation

Title	Section	Counts
18	1513	1
18	1001	1
26	7206	16

Accomplishment Narrative

INADVERTENLY MISPLACED

~~SENSITIVE~~ / UNCLASSIFIED

10/05/2004

*************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 10/05/2004
Accom Date.: 08/18/2004

b6
b7C
b7E

Does Accomplishment Involve

Drugs	N
A Fugitive	N
Bankruptcy Fraud	N
Computer Fraud/Abuse	N
Corruption of Public Officials	Y
Money Laundering	N

[redacted]

[redacted]

Subject Name

KUSHNER, CHARLES, A

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
- FINAN ANALYST
- AIRCRAFT ASST
- COMPUTER ASST
- CONSEN MONITR
- ELSUR/FISC
- ELSUR/III
- ENG FIELD SUP
- ENG TAPE EXAM
- LEGATS ASST.
- EVIDNCE PURCH
- INFORMANT/CW

[redacted]
- LAB DIV EXAMS
- LAB FIELD SUP
- PEN REGISTERS
- PHOTO COVERGE
- POLYGRAPH
- SRCH WAR EXEC
- SHOW MONEY
- SOG ASST
- SWAT TEAM
- TECH AG/EQUIP
- TEL TOLL RECS

[redacted]
- UCO-GROUP I
- UCO-GROUP II
- UCO-OTHER
- NCAVC/VI-CAP
- CRIM/NS INTEL
- CRIS NEG-FED
- CRIS NEG-LOC
- ERT ASST
- BUTTE-ITC
- SAVANNAH-ITC
- POC-WRCSC

[redacted]
- FT. MON-NRCSC
- FOR LANG ASST
- NON FBI LAB EX
- VICT-WITN COOR
- IO WANTED FLYR
- SARS
- CART
- ASSET FORF PRO
- FORF SUPPORT P

Date of Conviction (MM/DD/YYYY) . . . .: 08/18/2004

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
18	1513E	1
18	1001	1
26	7206	16

Form FD-515a:
Subject's Role =

Accomplishment Narrative

INADVERTENLY MISPLACED

R-84 (Rev. 08-31-1999)

FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each individual whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted thereon. If no final disposition is available to arresting agency, complete left side and forward the form when case referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: **FBI, CJIS Division, Clarksburg, WV 26306.**

(See instructions on reverse side)

FBI No. [redacted]

Name on Fingerprint Card Submitted to FBI
Last First Middle
Kushner, Charles

Date of Birth [redacted] Sex M

Henry Fingerprint Classification From FBI 1-B Response [redacted]

State Bureau No. (SID)

Social Security No. (SOC) [redacted]

Contributor of Fingerprints (Include complete name and location of agency together with ORI number.)

FBI - Newark Division
11 Centre Place, Newark, NJ 07102
NJFBINKOO

Arrest No. (OCA)

Date Arrested or Received
07/13/2004

Offenses Charged at Arrest

Title 18 Section 371
Title 18 Section 1503
Title 18 Section 1513(e)

Final Disposition & Date
(If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)

24 months in prison
$40,000 fine

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This Form Submitted By:
(Name, Title, Agency, ORI No., City & State)

SAC Newark
FBI Newark Division
[redacted], NJ 07102

4/1/05
Date

FBI Special Agent
Title

☐ COURT ORDERED EXPUNGEMENT:

Certified or Authenticated Copy of Court Order Attached.

Sent to CJIS
4/1/05
[redacted]

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194A-NK-109 165

[redacted]

SAR/TJE/USAO#2005R00423

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Crim. No. 05-
	:	
v.	:	18 U.S.C. §§ 371, 1512 & 2
	:	26 U.S.C. §§ 7206(1), 7206(2)
MARCI PLOTKIN	:	
	:	**INDICTMENT**

The Grand Jury in and for the District of New Jersey, sitting at Newark, charges:

COUNT 1

Conspiracy to Impede and Impair the Functions of the IRS

Defendant and Entities

1. At all times relevant to this Indictment:

a. Defendant MARCI PLOTKIN, a resident of North Caldwell, New Jersey, was a certified public accountant and employed as a principal by an accounting firm (the "accounting firm") that specialized in servicing the real estate industry and was located in Roseland, New Jersey. Defendant MARCI PLOTKIN's duties as a principal included responsibility for the preparation and oversight of the preparation of tax returns for certain clients of the accounting firm.

b. There was a business entity which encompassed over one-hundred residential, office, hotel, and commercial real-estate partnerships, limited liability corporations and management companies (the "Real-Estate Partnerships), located

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[redacted]

COPY

194A-NK-109145

145

[redacted]

primarily in the New Jersey/Tri-State area, controlled by Charles Kushner.

i. Partnership 1 owned a 1224-unit residential apartment development in Flanders, New Jersey.

ii. Partnership 2 owned a 666-unit residential apartment development in Elmwood Park, New Jersey.

iii. Partnership 3a, Partnership 3b and Partnership 3c collectively owned a 1032-unit residential apartment development in Plainsboro, New Jersey.

iv. Partnership 4 owned a business entity that, in turn, owned a 440-unit residential apartment development in Plainsboro, New Jersey.

v. Partnership 5 owned a 203-unit residential apartment development in Elizabeth, New Jersey.

vi. Partnership 6 owned a 162-unit residential apartment development in Mt. Arlington, New Jersey.

vii. One of the Real-Estate Partnerships operated as a property management company and collected a managment fee from each of the Real-Estate Partnerships (the "Management Company").

c. Defendant MARCI PLOTKIN's primary clients at the accounting firm were the Real-Estate Partnerships.

The Conspiracy

2. From in or about at least 1997 to in or about April 2002, in Morris and Essex Counties, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly and willfully combine, conspire, confederate, and agree with others to defraud the United States and the Internal Revenue Service ("IRS") of the United States Department of Treasury by impeding, impairing, obstructing, and defeating the lawful governmental functions of the IRS to ascertain, compute, assess, and collect income taxes.

Object of the Conspiracy

3. It was the object of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm and the Real-Estate Partnerships would subvert the function of the IRS to ascertain, compute, assess, and collect income taxes by fraudulently concealing from the IRS the true net income of the Real-Estate Partnerships through the overstatement of deductible business expenses and other means, and thereby cause the understatement of income reported by the Real-Estate Partnerships' partners. Defendant MARCI PLOTKIN and others prepared, signed, and submitted to the IRS partnership tax returns which: (a) mischaracterized charitable contributions made by the Real-Estate

Partnerships as deductible office expenses; (b) misreported gift and entertainment expenses ("G&E expenses") incurred by the Real-Estate Partnerships as fully deductible office expenses; (c) intentionally failed to depreciate capital and other depreciable expenses incurred by the Real-Estate Partnerships; (d) falsely claimed that expenses not incurred by, or related to the operation of, the Real-Estate Partnerships were fully deductible by the Real-Estate Partnerships as business expenses and (e) intentionally failed to recognize income to the Real-Estate Partnerships when accrued--but unpaid--interest on loans, which had previously been deducted as an expense, was forgiven.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm, acting as the Real Estate Partnerships' outside and independent accountants, with the approval of Charles Kushner and others at the Real-Estate Partnerships, prepared, supervised the preparation of, and signed the partnership tax returns for the Real-Estate Partnerships into which they had incorporated fraudulent and mischaracterized expenses, including (a) charitable contributions, G&E expenses, and depreciable expenses mischaracterized as current business expenses and (b) payments made from various Real-Estate Partnerships for expenses that were neither incurred by that

specific partnership nor related to its operation and therefore were not ordinary and necessary business expenses of the Real-Estate Partnerships.

5. It was a further part of the conspiracy that defendant MARCI PLOTKIN and others at the accounting firm, acting as the Real Estate Partnerships' outside and independent accountants, would fail to record as income to the Real Estate Partnerships unpaid, accrued interest from loans which were forgiven by the lender, despite the fact that this unpaid, accrued interest had previously been deducted as an expense.

6. It was a further part of the conspiracy that defendant MARCI PLOTKIN, with knowledge that the partnership tax returns for the Real-Estate Partnerships contained these material falsehoods, presented the returns to a representative of the Real-Estate Partnerships to be signed for the purpose of certifying that the returns were true and accurate.

7. It was a further part of the conspiracy that defendant MARCI PLOTKIN and others would forward the partnership tax returns to the Real-Estate Partnerships intending them to be filed with the IRS.

8. It was a further part of the conspiracy that to disguise the scheme and prevent detection by the IRS and certain partners of the Real-Estate Partnerships, defendant MARCI PLOTKIN omitted listing charitable contributions and the non-deductible portion

of G&E expenses on the IRS forms K-1 distributed at year end to the partners in the Real-Estate Partnerships.

9. It was further a part of the conspiracy that defendant MARCI PLOTKIN received from the Real-Estate Partnerships bonuses for herself and tuition payments for a dependant relative totaling approximately $40,000 to $150,000 per year, in addition to her full salary of approximately $120,000 to $160,000 per year from the accounting firm, for her work on the Real-Estate Partnerships' tax returns.

Overt Acts

10. In furtherance of the conspiracy and to effect its objects, the following overt acts were committed in the District of New Jersey and elsewhere:

a. 1998 Tax Return for Partnership 1

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 1 tax return: (a) mischaracterizing approximately $40,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $55,000 worth of G&E expenses as office expenses and (c) mischaracterizing approximately $450,000 worth of capital improvements and depreciable items as ordinary business expenses.

b. 1999 Tax Return for Partnership 1

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 1 tax return: (a) mischaracterizing approximately $90,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $45,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $90,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 1 as deductible expenses and (d) mischaracterizing approximately $200,000 worth of capital improvements and depreciable items as ordinary business expenses.

c. 2000 Tax Return for Partnership 1

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 1 tax return: (a) mischaracterizing approximately $65,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately $25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $10,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 1 as deductible expenses and (d) mischaracterizing approximately $300,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 23, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 1 tax return as the return preparer.

d. 1998 Tax Return for Partnership 2

i. From in or about January 1999 to on or about April 19, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 2 tax return: (a) mischaracterizing approximately $50,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $20,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately $300,000 worth of capital improvements and depreciable items as ordinary business expenses.

e. 1999 Tax Return for Partnership 2

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 2 tax return: (a) mischaracterizing approximately $100,000 worth of charitable contributions and tuition payments as office expenses; (b) mischaracterizing approximately $30,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $70,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately $75,000 worth of capital improvements and depreciable items as ordinary business expenses.

f. 2000 Tax Return for Partnership 2

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 2 tax return: (a) mischaracterizing approximately $210,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $35,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $25,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 2 as deductible expenses and (d) mischaracterizing approximately $250,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 1, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 2 tax return as the return preparer.

g. 1998 Tax Return for Partnership 3a

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3a tax returns: (a) mischaracterizing approximately $20,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $2,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately

$125,000 worth of capital improvements and depreciable items as ordinary business expenses.

h. 1999 Tax Return for Partnership 3a

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3a tax returns: (a) mischaracterizing approximately $45,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately $20,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $60,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately $140,000 worth of capital improvements and depreciable items as ordinary business expenses.

i. 2000 Tax Return for Partnership 3a

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3a tax returns: (a) mischaracterizing approximately $130,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaractering approximately $25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $40,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3a as deductible expenses and (d) mischaracterizing approximately $100,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3a tax return as the return preparer.

j. 1998 Tax Return for Partnership 3b

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3b tax returns: (a) mischaracterizing approximately $25,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $3,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately $150,000 worth of capital improvements and depreciable items as ordinary business expenses.

k. 1999 Tax Return for Partnership 3b

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3b tax returns: (a) mischaracterizing approximately $50,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately $25,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $70,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately $155,000 worth of capital improvements and depreciable items as ordinary business expenses.

1. 2000 Tax Return for Partnership 3b

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3b tax returns: (a) mischaracterizing approximately $150,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaractering approximately $30,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $45,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3b as deductible expenses and (d) mischaracterizing approximately $125,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3b tax return as the return preparer.

m. 1998 Tax Return for Partnership 3c

i. In or about January 1999 to on or about April 17, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 3c tax returns: (a) mischaracterizing approximately $10,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $5,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $1,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately $65,000 worth of capital improvements and depreciable items as ordinary business expenses.

n. 1999 Tax Return for Partnership 3c

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 3c tax returns: (a) mischaracterizing approximately $24,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately $10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $30,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately $70,000 worth of capital improvements and depreciable items as ordinary business expenses.

o. 2000 Tax Return for Partnership 3c

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 3c tax returns: (a) mischaracterizing approximately $65,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaractering approximately $10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 3c as deductible expenses and (d) mischaracterizing approximately $55,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 17, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 3c tax return as the return preparer.

p. 1998 Tax Return for Partnership 4

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 4 tax return: (a) mischaracterizing approximately $1,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately $10,000 worth of G&E expenses as office expenses and (c) mischaracterizing approximately $70,000 worth of capital improvements and depreciable items as ordinary business expenses.

q. 1999 Tax Return for Partnership 4

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 4 tax return: (a) mischaracterizing approximately $40,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $7,500 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $20,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 4 as deductible expenses and (d) mischaracterizing approximately $130,000 worth of capital improvements and depreciable items as ordinary business expenses.

r. 2000 Tax Return for Partnership 4

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 4 tax return: (a) mischaracterizing approximately $130,000 worth of charitable and political contributions and tuition payments, including tuition payments for defendant MARCI PLOTKIN's dependent relative, as office expenses; (b) mischaracterizing approximately $10,000 worth of G&E expenses as office expenses; (c) mischaracterizing approximately $15,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 4 as deductible expenses and (d) mischaracterizing approximately $125,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 6, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 4 tax return as the return preparer.

s. 1998 Tax Return for Partnership 5

i. From in or about January 1999 to on or about April 14, 1999, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1998 Partnership 5 tax return: (a) mischaracterizing approximately $10,000 worth of charitable and political contributions as office expenses; (b) mischaracterizing approximately $30,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 5 as deductible expenses and (c) mischaracterizing approximately $125,000 worth of capital improvements and depreciable items as ordinary business expenses.

t. 1999 Tax Return for Partnership 5

i. In or about early 2000, defendant MARCI PLOTKIN prepared and supervised the preparation of the 1999 Partnership 5 tax return: (a) mischaracterizing approximately $21,000 worth of charitable contributions as office expenses and (b) mischaracterizing approximately $3,000 worth of G&E expenses as office expenses.

u. 2000 Tax Return for Partnership 5

i. In or about early 2001, defendant MARCI

PLOTKIN prepared and supervised the preparation of the 2000 Partnership 5 tax return: (a) mischaracterizing approximately $7,000 worth of charitable contributions as office expenses and (b) mischaracterizing approximately $5,000 worth of G&E expenses as office expenses.

ii. On or about March 1, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 5 tax return as the return preparer.

v. 2000 Tax Return for Partnership 6

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Partnership 6 tax return: (a) mischaracterizing approximately $3,000 worth of G&E expenses as office expenses and (b) mischaracterizing approximately $15,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 6 as deductible expenses.

ii. On or about March 6, 2001, defendant MARCI PLOTKIN signed the 2000 Partnership 6 tax return as the return preparer.

w. 2001 Tax Return for Partnership 6

i. In or about early 2002, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2001 Partnership 6 tax return: (a) mischaracterizing approximately $4,000 worth of G&E expenses as office expenses; (b) mischaracterizing approximately $2,000 worth of expenses neither incurred by, nor related to the operation of, Partnership 6 as deductible expenses and (c) mischaracterizing approximately $575,000 worth of capital improvements and depreciable items as ordinary business expenses.

ii. On or about March 14, 2002, defendant MARCI PLOTKIN signed the 2001 Partnership 6 tax return as the return preparer.

x. 2000 Tax Return for the Management Company

i. In or about early 2001, defendant MARCI PLOTKIN prepared and supervised the preparation of the 2000 Management Company tax return: (a) mischaracterizing approximately $110,000 worth of charitable contributions as office expenses; (b) mischaracterizing approximately $3,000 worth of G&E expenses as office expenses and (c) mischaracterizing approximately $750 worth of expenses neither incurred by, nor related to the operation of, the Management Company as deductible expenses.

ii. On or about April 6, 2001, defendant MARCI PLOTKIN signed the 2000 Management Company tax return as the return preparer.

In violation of Title 18, United States Code, Section 371.

COUNTS 2-25

Aid and Assist in the Preparation of False Tax Returns

1. Paragraphs 1 and 3 to 10 of Count 1 are hereby incorporated and realleged as if fully set forth herein.

2. On or about the filing dates listed below, in Essex County, in the District of New Jersey and elsewhere, the defendant

MARCI PLOTKIN

did knowingly and willfully aid and assist in, and procure, counsel, and advise the preparation and presentation of U.S. Partnership Tax Returns, IRS Forms 1065, which were fraudulent and false as to material matters, as described in paragraphs 3 and 10 of Count 1:

COUNT	PARTNERSHIP	TAX YEAR	FILING DATE
2	Partnership 1	1998	April 14, 1999
3	Partnership 1	1999	April 16, 2000
4	Partnership 1	2000	April 15, 2001
5	Partnership 2	1998	April 19, 1999
6	Partnership 2	1999	April 13, 2000
7	Partnership 2	2000	April 2, 2001
8	Partnership 3a	1998	April 17, 1999
9	Partnership 3b	1998	April 17, 1999
10	Partnership 3c	1998	April 17, 1999
11	Partnership 3a	1999	April 13, 2000
12	Partnership 3b	1999	April 16, 2000
13	Partnership 3c	1999	April 13, 2000

14	Partnership 3a	2000	April 15, 2001
15	Partnership 3b	2000	April 15, 2001
16	Partnership 3c	2000	April 15, 2001
17	Partnership 4	1998	April 14, 1999
18	Partnership 4	1999	April 16, 2000
19	Partnership 4	2000	April 18, 2001
20	Partnership 5	1998	April 14, 1999
21	Partnership 5	1999	April 21, 2000
22	Partnership 5	2000	April 18, 2001
23	Partnership 6	2000	April 2, 2001
24	Partnership 6	2001	April 8, 2002
25	Management Company	2000	April 16, 2001

In violation of Title 26, United States Code, Section 7206(2).

COUNTS 26-29

Making and Subscribing False Personal Tax Returns

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. From on or about September 16, 2000 to on or about December 5, 2003, defendant MARCI PLOTKIN signed and caused to be filed with the IRS U.S. Individual Income Tax Returns, Forms 1040 for the tax years 1999, 2000, 2001 and 2002.

3. Defendant MARCI PLOTKIN intentionally did not report additional taxable income on these Form 1040 tax returns. Specifically, defendant MARCI PLOTKIN failed to report gross income received in the form of private school tuition payments made on her behalf for the benefit of her dependent relative by various Real-Estate Partnerships in the following tax years in these approximate amounts:

TAX YEAR	UNREPORTED PRIVATE SCHOOL TUITION INCOME
1999	$10,515
2000	$13,536
2001	$14,200
2002	$15,600

4. Defendant MARCI PLOTKIN also falsely claimed Schedule C deductions for an accounting and tax preparation business in the following tax years in these approximate amounts:

TAX YEAR	APPROXIMATE AMOUNT OF FALSE DEDUCTIONS
1999	$90,000
2000	$130,000
2001	$90,000
2002	$80,000

5. Defendant MARCI PLOTKIN also intentionally omitted filling out and filing a Schedule H to reflect the salary paid to, and the employment taxes that should have been withheld from, household employees in the following tax years in these approximate amounts:

TAX YEAR	SALARY PAID TO HOUSEHOLD EMPLOYEES	EMPLOYMENT TAX DUE AND NOT REPORTED AND PAID
1999	$22,350	$3,420
2000	$23,400	$3,580
2001	$23,400	$3,580
2002	$23,400	$3,580

6. These Form 1040 tax returns contained written declarations that the returns were signed under the penalties of perjury.

7. On or about the dates listed below, in Essex County, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

knowingly and willfully did make and subscribe to the following

U.S. Individual Income Tax Returns, IRS Forms 1040, which she did not believe to be true and correct as to every material matter:

COUNT	TAX YEAR	FILING DATE	FALSE MATERIAL MATTERS
26	1999	September 16, 2000	Gross Income, Schedule C Deductions and Omission of Schedule H
27	2000	August 14, 2001	Gross Income, Schedule C Deductions and Omission of Schedule H
28	2001	November 8, 2002	Gross Income, Schedule C Deductions and Omission of Schedule H
29	2002	December 5, 2003	Gross Income, Schedule C Deductions and Omission of Schedule H

In violation of Title 26, United States Code, Section 7206(1).

COUNT 30

Obstruction of Justice

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. In or about February 25, 2003, the accounting firm was served with federal grand jury subpoenas requiring production of documents related to a grand jury investigation.

3. Defendant MARCI PLOTKIN, as a document custodian for the accounting firm, intentionally did not produce documents known by her to be in the possession of the accounting firm and responsive to the subpoenas to the grand jury.

4. In or about December 2003, federal agents executing a search warrant at the accounting firm recovered documents responsive to the subpoenas to the grand jury in, and in the vicinity of, the office of defendant MARCI PLOTKIN that had not been produced to the grand jury.

5. From on or about February 25, 2003 to in or about December 2003, in Essex County, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly, willfully and corruptly conceal a record, document, and other object, and attempt to do so, with the intent to impair the object's integrity and availability for use in an official proceeding--namely the grand jury investigation--and otherwise obstruct, influence, and impede the grand jury investigation, and attempt to do so.

In violation of Title 18, United States Code, Sections 1512(c)(1), 1512 (c)(2) and 2.

COUNT 31

Obstruction of Justice

1. Paragraph 1(a) of Count 1 is hereby incorporated and realleged as if fully set forth herein.

2. In or about February 26, 2003, defendant MARCI PLOTKIN through her representative was served with a federal grand jury subpoena requiring production of documents related to a grand jury investigation.

3. Defendant MARCI PLOTKIN intentionally did not produce documents known by her to be in her possession and responsive to the subpoenas to the grand jury.

4. In or about December 2003, federal agents executing a search warrant at the residence of defendant MARCI PLOTKIN recovered documents responsive to the subpoena to the grand jury that had not been produced to the grand jury.

5. From on or about February 26, 2003 to in or about December 2003, in Essex County, in the District of New Jersey and elsewhere, defendant

MARCI PLOTKIN

did knowingly, willfully and corruptly conceal a record, document, and other object, and attempt to do so, with the intent to impair the object's integrity and availability for use in an official proceeding--namely the grand jury investigation--and otherwise obstruct, influence, and impede the grand jury investigation, and attempt to do so.

In violation of Title 18, United States Code, Sections 1512(c)(1), 1512 (c)(2) and 2.

CHRISTOPHER J. CHRISTIE
United States Attorney

FOREPERSON

CASE NUMBER: 05-________

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

MARCI PLOTKIN

INDICTMENT FOR

18 U.S.C. §§ 371, 1512 & 2
26 U.S.C. §§ 7206(1), 7206(2)

A True Bill,

____
Foreperson

CHRISTOPHER J. CHRISTIE
U.S. ATTORNEY
NEWARK, NEW JERSEY

SCOTT A. RESNIK
ASSISTANT U.S. ATTORNEY
973-645-2737
THOMAS J. EICHER
ASSISTANT U.S. ATTORNEY
973-353-6092

USA-48AD 8
(Ed. 1/97)

FD-515 (Rev. 8-1-00)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2/14/05
Date Loaded 2/16/05
Data Loader's Initials [redacted]

b6
b7C
b7E

shment involves: (check all that apply)	
Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Officials	☐
Money Laundering	☐
Sub Invest Asst by FO (s)	☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No.: [redacted]

Stat Agent Name: [redacted]

RA	Squad
——	C-8

Assisting Agents Soc. Sec. No. ×
1. - -
Name:
2. - -
Name:

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			
		Legats Asst.			Swat Team			Butte - ITC			
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			
		Inf/CW Info			Phone Toll Rec			Poc - ITC			

A. Complaint / Information / Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ______

Check if Civil Rico Complaint ☐

Information Date: ______

Indictment Date: ______

B. Locate/ Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: ______

Arrest Date: ______

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ______

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☒ Federal ☐ Local ☐ International

Recovery Date: 2/10/05

Code • 01 ✓ Amount $ 12,500,000

Code • ______ ✓ Amount $ ______

Restitution Date: ______

☐ Court Ordered ☐ Pretrial Diversion

Code • ______ ✓ Amount $ ______

PELP Date: ______

Code • ______ ✓ Amount $ ______

E. Hostage(s) Released Date: ______

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ______

Child Located Date: ______

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: ______

Subject Description Code: ______ •(____)•

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor

☐ Plea or ☐ Trial

State: ______ Judicial District: ______

G. U.S. Code Violation

Required for sections A,B,F,and J (Federal Only)

Title	Section	# Counts

H. Sentence Date: ______

Sentence Type: ___, ___, ___ •

In Jail: Years ______ Months ______

Suspended: Years ______ Months ______

Probation: Years ______ Months ______

Fines: $ ______

I. Disruption/Dismantlement:

Disruption Date: ______

Dismantlement Date: ______

Completion of FD-515a Side 2 **Mandatory**

J. Civil Rico Matters Date: ______

Also Complete "Section G"

Other Civil Matters Date: ______

Judgment ___ ___ ___ ___ •

Judicial Outcome ___ ___ ___ ___ •x

Amount $ ______

Suspension: Years ______ Months ______

K. Administrative Sanction Date: ______

Subject Description Code ______ •

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year ______ Months ______

L. Asset Seizure Date: ______

Asset Forfeiture Date: ______

CATS # **Mandatory** ______

Check one of the three:

☐ Asset Forfeiture - Administrative

☐ Asset Forfeiture - Civil Judicial

☐ Asset Forfeiture - Criminal

Do **not** indicate $ value in Section D

M. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date: ______

Dismissal Date: ______

Pretrial Diversion Date: ______

N. Subject Information (Required for all Sections excluding Section D (Recovery/PELP), Section E (Hostage), Section I, and Section L).

b6
b7C

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
CHARLES KUSHNER	W	M	[redacted]	[redacted]

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5m.

Serial No. of FD-515: 147

02/16/2005

**************** RECOVERY ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 02/16/2005
Accom Date.: 02/10/2005

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

Assisting Agents SOC

Subject Name

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Recovery is for Federal, Local, or International (F/L/I)..: F

Property Recovered

CODE	AMOUNT	CODE	AMOUNT
01	12500		

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

FD-515 (Rev. 7-16-02)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 4/13/05
Date Loaded 4-21-05
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
—	C-8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3-Helped, substantially
4-Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate FO	IAT	Rate FO	IAT	Rate FO	IAT	Rate FO	IAT
[redacted]	Fin. Analyst	[redacted]	Lab. Div. Exam	[redacted]	UCO - Group I	[redacted]	Ft. Mon.- ITC
	Aircraft Asst.		Lab. Field Sup		UCO - Group II		For. Lang Asst.
	Computer		Pen Registers		UCO - Nat. Back		Non FBI Lab Ex
	Consen Mon.		Photo Cover.		NCAVC / VI - CAP		Vict-Witn Coor
	Elsur / FISC		Polygraph		Crim/NS Intel Asst		IO Wanted Flyer
	Elsur / T. III		Search Warrant		Crisis Neg. - Fed.		SARs
	Eng. Field Spt		Show Money		Crisis Neg. - Local		CART
	Eng. Tape Ex		SOG Asst.		ERT Asst.		Asset Forf Prog
	Legats Asst.		Swat Team		Butte - ITC		Forf Support Proj
	Evid Purchase		Tech. Ag/Equip		Sav - ITC		
	Inf/CW Info		Phone Toll Rec		Poc - ITC		

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: ____
Check if Civil Rico Complaint ☐
Information Date: ____
Indictment Date: 4/11/05

B. Locate/ Arrest
☒ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☒ C
Locate Date: ____
Arrest Date: 4/12/05
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ____
Code •____✓ Amount $____
Code •____✓ Amount $____
Restitution Date: ____
☐ Court Ordered ☐ Pretrial Diversion
Code •____✓ Amount $____
PELP Date: ____
Code •____✓ Amount $____

E. Hostage(s) Released Date: ____
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ____
Subject Description Code:____•(____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ____ Judicial District: ____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	371	1
18	1503	2
26	7201	24
26	7206(2)	4

H. Sentence Date: ____
Sentence Type: ____, ____, ____•
In Jail: Years____ Months ____
Suspended: Years____ Months ____
Probation: Years____ Months ____
Fines: $____

I. Disruption/Dismantlement: ✓
Disruption Date: ____
Dismantlement Date: ____
Completion of FD-515a Side 2 **Mandatory**

J. Civil Rico Matters Date: ____
Also Complete "Section **G**"
Other Civil Matters Date: ____
Judgment ____ ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $____
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ____
Subject Description Code ____•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year____ Months ____

L. Asset Seizure Date: ____
Asset Forfeiture Date: ____
CATS # Mandatory ____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do **not** indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ____

N. Drug Seizures ✓ Date: ____
Drug Code •____
Weight ____ Code •____
FDIN ____
Do **not** indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
[redacted]		[redacted]		

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 148

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement. and drug seizures.

04/21/2005

*************** INDICTMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/21/2005
Accom Date.: 04/11/2005

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTE
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
18	371	1
18	1503	2
26	7201	24
26	72062	4

Subject's Criminal Activity :
If Other, Specify. . . . :

Business Influenced/Affected:
If Other, Specify. . . . . .:

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

04/21/2005

***************** ARREST ****************

~~SENSITIVE /~~ UNCLASSIFIED

b6
b7C
b7E

Case Number: 194A-NK-109145
Serial No.:

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/21/2005
Accom Date.: 04/12/2005

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTE
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)......................... : C
Did Subject Resist (Y/N)................................ : N
Was Subject Armed (Y/N).................................: N

United States Code Violation

Title	Section	Count
18	371	1
18	1503	2
26	7201	24
26	72062	4

Accomplishment Narrative

Record Request
FD-125 (Rev. 4-1-93)

Date 6/23/05

☐ Birth ☐ Credit ☒ Criminal ☐ Death ☐ INS ☐ Marriage* ☐ Motor Vehicle ☐ Other

To NCIC

Buded 6/23/05

Ret[redacted] C-8

File number 194A-NK-109145-149

b6
b7C

Nam[redacted]r employee, and spouse

[redacted]

Addresses
Residence
Business
Former

*Date and place of marriage
(if applicable)

Race	Sex ☐ Male ☐ Female	Age	Height	Weight	Hair	Eyes

Birth d[redacted]

Birthplace

b6
b7C

Arrest Number

Fingerprint classification

Criminal specialty

Social Security Number [redacted]

Drivers License Number

☐ D/L Photo ☐ Other

Specific information desired

Results of check

[redacted]

194A-NK-109145

```
NCIC-78855 06/23/05 1140

 7L01924P          8
NJFBINK00
THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
INQUIRY ON NAM[redacted]RAC/U DOB[redacted]PUR/C                 b6
NAME                          FBI NO           INQUIRY DATE                 b7C
[redacted]                                     2005/06/23

SEX RACE BIRTH DATE  HEIGHT WEIGHT EYES HAIR  BIRTH PLACE          PHOTO
[redacted]                                                          Y

FINGERPRINT CLASS       PATTERN CLASS
                        [redacted]


OTHER        SCARS-MARKS-
BIRTH DATES TATTOOS          SOCIAL SECURITY                               b6
[redacted]                                                                  b7C

IDENTIFICATION DATA UPDATED 2005/04/12

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
FOLLOWING:
 FBI            - FBI[redacted]

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END
```

```
GNRTL21 V02 M13    NEW JERSEY STATE POLICE MASTER NAME INDEX 06/23/2005  PAGE  1
                                  NAME SEARCH
REQUESTED:[redacted]                                          DOB:[redacted]
FOUND:   NO EXACT MATCHES
```

b6
b7C

```
MESSAGE: 3B-I  END OF SEARCH
ENTER-SELECT, PF1-RETURN, PF3-SSN SEARCH, PF5-GMS0, PF6-FIREARM
```

CIC-78865 06/23/05 1141

FL01924P 9
NJFBINK02
THIS INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
RECORD REQUEST FOR FBI [redacted] THE FOLLOWING WILL RESPOND TO YOUR
AGENCY:
FBI - FBI [redacted] .
END

b6
b7C

FD-448 (Rev. 6-2-97)

FBI FACSIMILE

COVER SHEET

PRECEDENCE

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION

☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: [redacted]
Sender's Initials:
Number of Pages: 11
(including cover sheet)

b6
b7C

To: RCFL
Name of Office

Date: 10/4/05

Facsimile Number: (609) 584- 0182

Attn:
Name Room Telephone

From: FBI - Newark Division
Name of Office

Subject: Service Request Form
- See attached sheet at Page 3 of FAX
for explanation of request

Special Handling Instructions:

Originator's Name: SA [redacted]

Telephone: [redacted]

Originator's Facsimile Number: [redacted]

b6
b7C
b7E

Approved:

Brief Description of Communication Faxed:

15 [redacted]

[redacted]

WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.USC, § 641). Please notify the originator or the local FBI Office immediately to arrange for proper disposition.

194A-NK-109145

New Jersey Regional Computer Forensic Laboratory (NJRCFL)

1200 Negron Drive, Hamilton, NJ 08691
Phone (609) 584-5051 Ext.5676 Fax: 609-584-0182

Service Request Form

EACH item of evidence or search site requires a single form. Evidence must be submitted into the CA Evidence Control prior to being delivered to the NJRCFL.

Date: 10/5/05

Contributing Agency:

Agency Name: FBI
Officer/Detective/Agent: SA [redacted]
Telephone: [redacted] **Pager/Cell:** [redacted]
Agency's Case #: 199A-NK-109145
Supervisor: SSA [redacted] **Supervisor's Initials:** [redacted]
Agency Evidence #: See Attached Sheets

b6
b7C
b7E

Services Requested: (Request for Service assistance must be received by fax at least 2 business days prior to the search.)

☐ **Image; Original data source will be returned to owner**
☐ **Image; Original data source will be retained in Contributing Agency evidence locker/room**
☐ **Provide Contributing Agency with user-friendly output for review following imaging**
☐ **Search Warrant Assistance**
☒ **Other: (attach separate sheet if necessary)** See attached sheet

Incident:
☐ Child Porn ☐ Drugs ☒ Fraud ☐ Immediate Property Threat ☐ Internet Crimes ☐ Life/Injury Threat
☐ Terrorism ☐ Other

Digital Media:
Case Type: ☐ Mini-Tower ☐ Mid-Tower ☐ Full Tower ☐ Laptop ☐ Desk Top ☐ Rack Mount
Media Type: ☐ CD ☐ DVD ☒ Floppy ☒ Hard Drive ☐ Zip ☒ Other Back up Tapes
Make: **Model:** **Serial Number:**
Notes:

Required Documents (Must accompany request before service is rendered)

Legal Authority:
☒ Search Warrant & Affidavit ☐ Admin Subpoena ☐ Grand Jury Subpoena ☐ Consent ☒ Other Previously provided to SA [redacted] - See Attachment

b6
b7C
b7E

Report: ☐ Incident Report ☐ Other – Describe

Has this evidence been previously viewed and/or accessed by anyone? (Explain) ☒ Yes ☐ No
Some of this evidence has been reviewed by RCFL [redacted]

Are you aware of any privileged information contained within this evidence? (Explain) ☐ Yes ☒ No

For NJRCFL Use Only

NJRCFL #: 200 **HQ DB entered:** Yes No **Notified CA Lead Received::** Yes No
Lead Received: / / **Evidence Received:** / / **Lead Assigned:** / /
Lead Completed: / / **Evidence Returned:** / / **Lead Closed:** / /
Lead Assigned to NJRCFL FE:

FBI
SA [redacted]
[redacted]
194A-NK-109145

b6
b7C
b7E

RCFL Service Request Form - Addendum

As part of the discovery obligations of the government, the defense attorney's in the captioned case would like copies of all computer hard drives, tapes and floppy disks seized during the execution of search warrants on 12/17/2003. This case was originally assigned to SA [redacted] [redacted] for review. SA [redacted] was already provided a copy of the search warrant.

In total there were 14 evidence items, which included hard drives, backup tapes and floppy disks, taken during the search. The defense would like to have the copies so they can review them and prepare for trial. The evidence is listed under the following FBI Evidence control numbers:

194A-NK-109145 1B10
1B11
1B12
1B13
1B14
1B15
1B16
1B17
1B18
1B19
1B20
1B21
1B22
1B23

The defense expressed a preference to possibly provide a limited number of storage devices that could hold the total of the evidence seized. Therefore, we would prefer that the project be assigned to one CART examiner who can copy all of the items at one time onto the defense provided storage medium..

The United States Attorney's Office would like this project to be completed by 11/1/05.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 11/2/2005

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 53 (Pending)

Title: CHARLES KUSHNER;
ET AL;
CSLPO- STATE LEVEL;
OO: NEWARK

Synopsis: Electronic Communication transferring the captioned case to SA [redacted] due to the transfer of the writer.

b6
b7C

Details: Due to the transfer of SA [redacted] to the Allentown RA of the Philadelphia Division, the captioned case and all associated subfiles should be transferred to SA [redacted] as of November 2, 2005.

♦♦

Reassign This case and all Subfiles to SA [redacted] 11/2/05

[redacted] 11/3/05

[redacted]

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 11/30/2005

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By: [redacted] [redacted]

Case ID #: [redacted]ending)
194A-NK-109145 154 (Pending)

Title: [redacted]
CHARLES KUSHNER ET AL
CSLPO: STATE LEVEL
OO:NK

Synopsis: To request assignment as co-case agent.

Details: The writer requests assignment as co-case agent on the captioned cases.

♦♦

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 11/23/2005

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-109145 [redacted]ending)

Title: CHARLES KUSHNER ETAL;
CSLPO-STATE LEVEL;
OO:NK

Synopsis: To document progress in discovery proceedings.

Details: Writer released 22 boxes of evidence to SKYLINE IMAGING for duplication. These boxes bore Skyline numbers 55 through 76. An FD-597 was executed at the time of release.

Writer also received 18 boxes back from Skyline that were previously duplicated.

♦♦

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/21/2005

b6
b7C

On December 20, 2005, [redacted] date of birth [redacted] [redacted] address [redacted] cell phone number [redacted] was interviewed via telephone. After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] provided the following information:

b6
b7C

In December of 2004, [redacted] purchased property at [redacted] [redacted] for approximately [redacted] However, in the summer of 2005, [redacted] saw [redacted] looking at a house for sale next door to [redacted] The house [redacted] were looking at was listed for approximately [redacted] but it was not nearly as nice as [redacted] house. [redacted] approached [redacted] and told him that for only [redacted] more, [redacted] could buy a nicer house [redacted]

b6
b7C

[redacted] sold [redacted] to [redacted] for [redacted] said that they qualified for a mortgage, but he could not provide any other information about how [redacted] and [redacted] afforded the property. [redacted] added that [redacted] did not know why this was, but he surmised that [redacted] [redacted] provided to the loan company at closing a letter indicating how much money he spent in renovations on the property, thus justifying the disparity in his purchase and selling prices. [redacted] said that he spent [redacted] in renovation costs.

b6
b7C

[redacted] maintains all of his paperwork from the closing on the house, and was willing to provide copies of the documents to the Government if needed.

Investigation on 12/20/2005 at [redacted] New Jersey (telephonically)

b6
b7C

File # 194A-NK-109145-156

Date dictated 12/21/2005

by SA
SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/22/2005

On December 16, 2005, [redacted] [redacted] was interviewed at [redacted] [redacted] [redacted] After identifying themselves, interviewing agents advised [redacted] that they were inquiring about the alleged [redacted] [redacted]

b6
b7C

[redacted] was then served with a Grand Jury subpoena, issued [redacted] [redacted] After being served with the subpoena by SA [redacted] excused himself. Approximately fifteen minutes later, [redacted] advised agents that he had spoken with his attorney. He would call SA [redacted] [redacted]

b3
b6
b7C

Investigation on 12/15/2005 at [redacted] New Jersey

b6
b7C

File # 194A-NK-109145-157

Date dictated 12/22/2005

by SA SA [redacted]

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FD-302 (Rev. 10-6-95)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/21/2005

On December 20, 2005, [redacted] date of birth [redacted] social security account number [redacted] was interviewed at her residence, [redacted] cell phone number [redacted] Also present was [redacted] date of birth [redacted] social security account number [redacted] lives with [redacted] at [redacted] After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] provided the following information: b6 b7C

[redacted] owns the building in which they live at [redacted] lives there with [redacted] live with [redacted] In addition to the [redacted] apartment in which they reside, the building has two other apartments [redacted] The tenant of [redacted] has Section 8 housing, but the tenant of [redacted] pays $1,250 in rent each month. The tenant always pays in cash, and either [redacted] if he is home, gives the tenant a receipt for the cash. b6 b7C

[redacted] bought the house in the summer of 2005, but [redacted] could not remember which month. The house was finished when [redacted] purchased it, but [redacted] improved the [redacted] did not know any information about the purchase or the mortgage, but she knew that her father bought the building from [redacted] clarified that the building actually was purchased by [redacted] name was not on the mortgage or the title. [redacted] was in [redacted] at the time of the closing on the property. [redacted] could not provide any further information about the purchase of the property. b6 b7C

When Agents asked whether [redacted] knew any current contact information for [redacted] she said she did not. However, her father had the information. Agents asked [redacted] if she would be willing to contact her father and ask him how to contact [redacted] consented and contacted [redacted] via telephone. She advised him that the FBI was inquiring about b6 b7C

Investigation on 12/20/2005 at [redacted] New Jersey

File # 194A-NK-109145 158 Date dictated 12/21/2005

by SA [redacted]
SA

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

194A-NK-109145

Continuation of FD-302 of [redacted], On 12/20/2005, Page 2

b6
b7C

[redacted] relayed a question from [redacted] inquiring why agents needed [redacted] information. Agents stated that they needed to speak with [redacted] provided an address to [redacted] who provided it to the interviewing agents. [redacted] wrote on a piece of white paper [redacted] This paper was included in the case file. [redacted] then said that her father asked in jest if the FBI could arrest [redacted] because [redacted] owed [redacted]
[redacted]

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/16/2005

[redacted] DOB [redacted] SSN [redacted] and [redacted] DOB [redacted] SSN [redacted] currently residing at [redacted] were interviewed at that address. After being advised of the nature of the interview and identity of the interviewing Agents they provided the following information:

b6
b7C

Upon entering the house, writer noticed a German Shepard dog standing in the kitchen area but apparently attentive to writer and SA [redacted] presence in the house. Writer inquired of [redacted] about the purpose of the dog and asked whether or not the dog was going to be a concern with our presence in the home.

b6
b7C

[redacted] advised that the dog would not be a problem and escorted the dog to another area of the house.

[redacted] advised that he and [redacted] own a home located at [redacted]

[redacted] has been working for [redacted] for approximately [redacted] years. [redacted] duties include [redacted] [redacted]

b6
b7C

[redacted]

b6
b7C

[redacted]

b6
b7C

Investigation on 12/15/05 at [redacted] NJ

b6
b7C

File # 194A-NK-109145 159

Date dictated 12/16/05

by SA
SA [redacted]

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

b6
b7C

[redacted]

b6
b7C

[redacted]

[redacted]

b6
b7C

Writer notes that [redacted] was present for the duration of the interview and agreed to substantially all that was said by [redacted]

b3
b6
b7C

Upon conclusion of the interview, [redacted] were each served with Federal Grand Jury subpoenas [redacted]. [redacted]

FD-515 (Rev. 7-16-02)

☐ [redacted] quad supervisor approval
lease initial)

Accomplishment Report
(Accomplishment must be reported and loaded into ISRAA
within 30 days from date of accomplishment)

Date Prepared 1/19/06
Date Loaded 1/24/06
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves:
(check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number
194A-NK-109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C8

[redacted]

Investigative Assistance or Technique Used
1-Used, but did not help
2-Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate FO	IAT	Rate FO	IAT	Rate FO	IAT	Rate FO	IAT
[redacted]	Fin. Analyst	[redacted]	Lab. Div. Exam	[redacted]	UCO - Group I	[redacted]	Ft. Mon.- ITC
	Aircraft Asst.		Lab. Field Sup		UCO - Group II		For. Lang Asst.
	Computer		Pen Registers		UCO - Nat. Back		Non FBI Lab Ex
	Consen Mon.		Photo Cover.		NCAVC / VI - CAP		Vict-Witn Coor
	Elsur / FISC		Polygraph		Crim/NS Intel Asst		IO Wanted Flyer
	Elsur / T. III		Search Warrant		Crisis Neg. - Fed.		SARs
	Eng. Field Sp		Show Money		Crisis Neg. - Local		CART
	Eng. Tape Ex		SOG Asst.		ERT Asst.		Asset Forf Prog
	Legats Asst.		Swat Team		Butte - ITC		Forf Support Proj
	Evid Purchase		Tech. Ag/Equip		Sav - ITC		
	Inf/CW Info		Phone Toll Rec		Poc - ITC		

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: ________
Check if Civil Rico Complaint ☐
Information Date: ________
Indictment Date: 1/18/06

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ________
Arrest Date: ________
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ________
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ________
Code •______✓ Amount $________
Code •______✓ Amount $________
Restitution Date: ________
☐ Court Ordered ☐ Pretrial Diversion
Code •______✓ Amount $________
PELP Date: ________
Code •______✓ Amount $________

E. Hostage(s) Released Date: ________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ________

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ________
Subject Description Code:______•(____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ________ Judicial District: ________

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
26	7201	1

H. Sentence Date: ________
Sentence Type: ____,____,____•
In Jail: Years______ Months ______
Suspended: Years______ Months ______
Probation: Years______ Months ______
Fines: $________

I. Disruption/Dismantlement: ✓
Disruption Date: ________
Dismantlement Date: ________
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ________
Also Complete "Section G"
Other Civil Matters Date: ________
Judgment ____ ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $________
Suspension: Years _____ Months ______

K. Administrative Sanction Date: ________
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months ______

L. Asset Seizure Date: ________
Asset Forfeiture Date: ________
CATS # Mandatory ________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do **not** indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ________

N. Drug Seizures ✓ **Date:** ________
Drug Code •________
Weight ________ Code •________
FDIN ________
Do **not** indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

(C)

Serial No. of FD-515
160

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement. and drug seizures.

01/24/2006

*************** INDICTMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 160

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 01/24/2006
Accom Date.: 01/18/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
26	7201	1

Subject's Criminal Activity :
If Other, Specify. . . . :

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

Business Influenced/Affected:
If Other, Specify. . . . . .:

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 01/18/2006

On January 9, 2006, [redacted] date of birth [redacted] [redacted] social security account number [redacted] address [redacted] [redacted] telephone number [redacted] was indicted by a Federal Grand Jury on one count of Title 26 United States Code 7201, related to tax fraud.

b6
b7C

On January 18, 2006, [redacted] turned himself in at FBI Newark Division, 11 Centre Place, Newark, New Jersey 07102. [redacted] was fingerprinted and photographed, then turned over to pre-trial services to await arraignment.

Investigation on 01/18/2006 at Newark, New Jersey

File # 194A-NK-109145 161

Date dictated 01/18/2006

by SA [redacted]

b6
b7C

[redacted]

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FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1363757-000

Total Deleted Page(s) = 23
Page 1 ~ Referral/Consult;
Page 2 ~ Referral/Consult;
Page 3 ~ Referral/Consult;
Page 4 ~ Duplicate;
Page 5 ~ Duplicate;
Page 6 ~ Duplicate;
Page 7 ~ Referral/Consult;
Page 8 ~ Referral/Consult;
Page 9 ~ Referral/Consult;
Page 10 ~ Duplicate;
Page 11 ~ Duplicate;
Page 12 ~ Duplicate;
Page 13 ~ Referral/Consult;
Page 14 ~ Duplicate;
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FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/07/2006

On February 2, 2006, [redacted] contacted SA [redacted] [redacted] via telephone and provided the following information: b6 b7C

[redacted] administrative hearing began a few days earlier, and was "a joke", with [redacted] attorney calling character witnesses. The second day of the hearing is scheduled for February 22, 2006. [redacted] also was "drugged up" at the hearing, and her attorney, [redacted] complained that the State Board of Mediation was a mess without [redacted]

[redacted] is an arbitrator who does work with the State Board of Mediation (Board). [redacted] is one of the honest arbitrators, and she called [redacted] in tears because of an [redacted] was assigned to a case in which [redacted] was representing one of the parties. [redacted] needed to postpone the hearing, so she contacted [redacted] and told him so. [redacted] became irate and told [redacted] that he would not consent to a postponement. [redacted] told [redacted] that he had power and connections, and he would decide when the case would be heard. b6 b7C

[redacted] called [redacted] and told him not to put her name on [redacted] told [redacted] to call [redacted] [redacted] and complain. [redacted] reluctantly did so, and [redacted] told her that he would call the Attorney General's Office and notify them. b6 b7C

After speaking with [redacted] looked up the case which [redacted] had tried to postpone, and discovered that the case had been withdrawn from arbitration some time earlier. [redacted] apparently was unaware of this. [redacted] believed that [redacted] could explain the circumstances surrounding the arbitration better than he could. He provided the following phone number for [redacted] [redacted] b6 b7C

Investigation on 02/02/2006 at Newark, New Jersey (telephonically)

File # 194A-NK-109145 -167 Date dictated 02/07/2006

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/10/2006

To: Newark **Attn:** A/SSA [redacted]

b6
b7C
b7E

From: Newark
C-8
Contact: [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) -168

Title: CHARLES A. KUSHNER;
ET. AL.;
CSLPO-STATE LEVEL; MAIL FRAUD

Synopsis: To request removal of writer as co-case agent from captioned case.

Details: As per A/SSA [redacted] writer requests to be removed as co-case agent from captioned case.

◆◆

Removed
2/13/06 [redacted]

b6
b7C

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/17/2006

On February 14, 2006, the United States District Court, District of New Jersey, issued a Grand Jury subpoena to [redacted] [redacted]

b3
b6
b7C

The subpoena was served via Federal Express, [redacted] [redacted] on February 16, 2006 by SA [redacted]

Investigation on 02/16/2006 at Newark, New Jersey

File # 194A-NK-109145 -170

Date dictated 02/17/2006

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION
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DELETED PAGE INFORMATION SHEET
FOI/PA# 1363757-000

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FD-515 (Rev. 11-10-05)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2/21/06
Date Loaded 2/22/06
Data Loader's Initials [redacted]

b6
b7C
b7E

plishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☒
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	CP

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.-ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment

☒ Federal ☐ Local ☐ International
Complaint Date: ____
Check if Civil Rico Complaint ☐
Information Date: 2/16/06
Indictment Date: ____

B. Locate/ Arrest

☒ Federal ☐ Local ☐ International
Subject Priority: ☒ A ☐ B ☐ C
Locate Date: ____
Arrest Date: 2/16/06
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ International
Recovery Date: ____
Code • ___ ✓ Amount $____
Code • ___ ✓ Amount $____
Restitution Date: ____
☐ Court Ordered ☐ Pretrial Diversion
Code • ___ ✓ Amount $____
PELP Date: ____
Code • ___ ✓ Amount $____

E. Hostage(s) Released Date: ____

Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____

F. Conviction

☒ Federal ☐ Local ☐ International
Conviction Date: 2/16/06
[redacted]
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☒ Plea or ☐ Trial
State: NJ Judicial District: DNJ

G. U.S. Code Violation

Required for sections A,B,F,and J (Federal Only)

Title	Section	# Counts
18	371	1

H. Sentence Date: ____

Sentence Type: ___, ___, ___ •
In Jail: Years ___ Months ___
Suspended: Years ___ Months ___
Probation: Years ___ Months ___
Fines: $ ____

I. Disruption/Dismantlement: ✓

Disruption Date: ____
Dismantlement Date: ____
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____

Also Complete "Section G"
Other Civil Matters Date: ____
Judgment ___ ___ ___ ___ •
Judicial Outcome ___ ___ ___ ___ •X
Amount $ ____
Suspension: Years ___ Months ___

K. Administrative Sanction Date: ____

Subject Description Code ___ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ___ Months ___

L. Asset Seizure Date: ____

Asset Forfeiture Date: ____
CATS # Mandatory ____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion

(circle one) Date: ____

N. Drug Seizures ✓ Date: ____

Drug Code • ____
Weight ___ Code • ___
FDIN ____
Do not indicate $ value in Section D

O. Child Victim Information

Child located/identified Date: ____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	[redacted]

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 171

X Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-171

For Further Instructions See: MAOP, Part II, Sections 3-5 thru 3-5.3.
Revised 11/10/05

PROPERTY CODES

01	Cash
02	Stocks, Bonds or Negot. Instruments
03	General Retail Merchandise
04	Vehicles
05	Heavy Machinery & Equipment
06	Aircraft
07	Jewelry
08	Vessels
09	Art, Antiques or Rare Collections
11	Real Property
20	All Other

SENTENCE TYPES

CP	Capital Punishment
JS	Jail Sentence
LP	Life Parole
LS	Life Sentence
NS	No Sentence (Subject is a Fugitive, Insane, has Died, or is a Corporation)
PB	Probation
SJ	Suspension of Jail Sentence
YC	Youth Correction Act

PELP CODES

22	Counterfeit Stocks/Bonds/Currency/ Negotiable Instruments
23	Counterfeit/Pirated Sound Recordings or Motion Pictures
24	Bank Theft Scheme Aborted
25	Ransom, Extortion or Bribe Demand Aborted
26	Theft From or Fraud Against Government Scheme Aborted
27	Commercial or Industrial Theft Scheme Aborted
30	All Other

RACE CODES

A	Asian/Pacific Islander
B	Black
I	Indian/American
U	Unknown
W	White
X	Nonindividual

AGENCY CODES

AFOSI	Air Force Office of Special Investigations
ACIS	Army Criminal Investigative Service
BATF	Bureau of Alcohol, Tobacco & Firearms
BIA	Bureau of Indian Affairs
CBP	Customs and Border Protection
DCAA	Defense Contract Audit Agency
DCIS	Defense Criminal Investigative Service
DEA	Drug Enforcement Administration
DOC	Department of Corrections
DOI	Dept. of Interior
DHS	Dept. of Homeland Security
EPA	Environmental Protection Agency
FAA	Federal Aviation Administration
FDA	Food and Drug Administration
HHS	Dept. of Health & Human Services
HUD	Dept. of Housing & Urban Development
ICE	Immigration and Customs Enforcement
IRS	Internal Revenue Service
NASA	Nat'l Aeronautics & Space Admin
NBIS	Nat'l NARC Border Interdiction
NCIS	Naval Criminal Investigative Service
RCMP	Royal Canadian Mounted Police
SBA	Small Business Administration
USCG	U.S. Coast Guard
USDS	U.S. Department of State
USMS	U.S. Marshals Service
USPS	U.S. Postal Service
USSS	U.S. Secret Service
USTR	U.S. Treasury
LOC	Local
CITY	City
COUN	County
ST	State
OTHR	Other

JUDGMENT CODES

CJ	Consent Judgment
CO	Court Ordered Settlement
DF	Default Judgment
DI	Dismissal
JN	Judgment Notwithstanding
MV	Mixed Verdict
SJ	Summary Judgment
VD	Verdict for Defendant
VP	Verdict for Plaintiff

JUDICIAL OUTCOME

AG	Agreement
BR	Barred/Removed
CC	Civil Contempt
DC	Disciplinary Charges
FI	Fine
PI	Preliminary Injunction
PR	Temporary Restraining Order
PS	Pre-filing Settlement
RN	Restitution
SP	Suspension
VR	Voluntary Resignation
OT	Other

SUBJECT PRIORITY

A	Subject wanted for crimes of violence (i.e., murder, manslaughter, forcible rape) against another individual or convicted of such a crime in the past five years.
B	Subject wanted for crimes involving loss or destruction of property valued in excess of $25,000 or convicted of such a crime in the past five years.
C	All other subjects.

DRUG CODES

COC	Cocaine
HER	Heroin
HSH	Hashish
KAT	Khat
LSD	LSD
MAR	Marijuana
MDM	Methylenedioxymethamphetamine
MET	Methamphetamine
MOR	Morphine
OPM	Opium
OTD	Other drugs

DRUG WEIGHT CODES

GM	Gram(s)
KG	Kilogram(s)
L	Liter(s)
ML	Milliliter(s)
P	Plant(s)
DU	Dosage Unit(s)

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME SUBJECTS

1B	Boss
1G	Underboss
1H	Consigliere
1J	Acting Boss
1K	Capodecina
1L	Soldier

KNOWN CRIMINALS

2A	Top Ten or I.O. Fugitive
2B	Top Thief
2C	Top Con Man

FOREIGN NATIONALS

3A	Legal Alien
3B	Illegal Alien
3C	Foreign Official W/out Diplomatic Immunity
3D	U.N. Employee W/out Diplomatic Immunity
3E	Foreign Student
3F	All Others

TERRORISTS

4A	Known Member of a Terrorist Organization
4B	Possible Terrorist Member or Sympathizer

UNION MEMBERS

5D	President
5E	Vice-President
5F	Treasurer
5G	Secretary/Treasurer
5H	Executive Board Member
5I	Business Agent
5J	Representative
5K	Organizer
5L	Business Manager
5M	Financial Secretary
5N	Recording Secretary
5P	Office Manager
5Q	Clerk
5R	Shop Steward
5S	Member
5T	Trustee
5U	Other

GOVERNMENT SUBJECTS

(6F, 6G, 6H- Include Agency Code)

6A	Presidential Appointee
6B	U.S. Senator/Staff
6C	U.S. Representative/Staff
6D	Federal Judge/Magistrate
6E	Federal Prosecutor
6F	Federal Law Enforcement Officer
6G	Federal Employee - GS 13 & Above
6H	Federal Employee - GS 12 & Below
6J	Governor
6K	Lt. Governor
6L	State Legislator
6M	State Judge/Magistrate

Continuation of GOVERNMENT SUBJECTS

6N	State Prosecutor
6P	State Law Enforcement Officer
6Q	State - All Others
6R	Mayor
6S	Local Legislator
6T	Local Judge/Magistrate
6U	Local Prosecutor
6V	Local Law Enforcement Officer
6W	Local-All Others
6X	County Commissioner
6Y	City Councilman

BANK EMPLOYEES

7A	Bank Officer
7B	Bank Employee

OTHERS

8A	All Other Subjects
8B	Company or Corporation

CHILD PREDATORS

9A	Child Care provider
9B	Clergy
9C	Athletic Coach
9D	Teacher/Aide
9E	Law Enforcement Personnel
9F	Counselor
9G	Relative
9H	Stranger
9I	Other

02/22/2006

*************** COMPLAINT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 171

Stat Agent Name: [redacted]
Stat Agent SOC.: [redacted]

Report Date: 02/22/2006
Accom Date.: 02/16/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

- FINAN ANALYST
- AIRCRAFT ASST
- COMPUTER ASST
- CONSEN MONITR
- ELSUR/FISC
- ELSUR/III
- ENG FIELD SUP
- ENG TAPE EXAM
- LEGATS ASST.
- EVIDNCE PURCH
- INFORMANT/CW
- LAB DIV EXAMS
- LAB FIELD SUP
- PEN REGISTERS
- PHOTO COVERGE
- POLYGRAPH
- SRCH WAR EXEC
- SHOW MONEY
- SOG ASST
- SWAT TEAM
- TECH AG/EQUIP
- TEL TOLL RECS
- UCO-GROUP I
- UCO-GROUP II
- UCO-OTHER
- NCAVC/VI-CAP
- CRIM/NS INTEL
- CRIS NEG-FED
- CRIS NEG-LOC
- ERT ASST
- BUTTE-ITC
- SAVANNAH-ITC
- POC-WRCSC
- FT. MON-NRCSC
- FOR LANG ASST
- NON FBI LAB EX
- VICT-WITN COOR
- IO WANTED FLYR
- SARS
- CART
- ASSET FORF PRO
- FORF SUPPORT P
- TFOS/CTD
- CXS/CTD

Complaint is for Federal/Local/International (F/L/I)... : F
Civil Rico Complaint (Y/N)..............................: N

United States Code Violation

Title	Section	Counts
18	371	1

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

02/22/2006

******************* ARREST ******************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 171

Stat Agent Name: [redacted]
Stat Agent SOC. [redacted]

Report Date: 02/22/2006
Accom Date.: 02/16/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)......................... : A
Did Subject Resist (Y/N)................................ : N
Was Subject Armed (Y/N)................................. : N

United States Code Violation

Title	Section	Count
18	371	1

Accomplishment Narrative

02/22/2006

*************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 171

Stat Agent Name [redacted]
Stat Agent SOC. [redacted]

Report Date: 02/22/2006
Accom Date.: 02/16/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

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AIRCRAFT ASST
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ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Date of Conviction (MM/DD/YYYY) . . . .: 02/16/2006

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
18	371	1

Form FD-515a:
Subject's Role =

Accomplishment Narrative

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/02/2006

[redacted] was interviewed at a proffer session at the United States Attorneys Office in Newark, NJ in the presence of her attorney, [redacted] Also present at the interview were AUSA [redacted] and AUSA [redacted] At the onset of the proffer [redacted] was provided with an Immunity Agreement. After she and her attorney reviewed the document, [redacted] provided the following: b6 b7C

[redacted]

b5 b6 b7C b7D

Investigation on 1/27/06 at Newark, NJ

File # 194A-NK-10[redacted] 172 Date dictated 2/2/06

by SA SA [redacted] b6 b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 03/30/2006

To: Mobile **Attn:** SSA [redacted]
Squad 4, Montgomery RA
[redacted]

b6
b7C
b7E

From: Newark
Criminal Squad 8
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)-176

Title: CHARLES KUSHNER;
ET AL;
CSLPO-STATE;
OO:NK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: To set priority lead to Mobile Division to locate, interview and serve Federal Grand Jury subpoena to [redacted] [redacted]

b3
b6
b7C

Enclosure(s): 1) FD-302 dated 7/1/2004. Prior interview of [redacted]

2) FGJ Subpoena from District of New Jersey commanding [redacted] to appear in NJ for testimony.

Details: Newark requests [redacted] to locate and interview [redacted] The following information is provided:

b3
b6
b7C

DOB: [redacted]
SSN:
Previous Address: [redacted]

[redacted] was previously interviewed by FBI NK, previous FD-302 is enclosed with this communication.

The following general interview questions should be asked, as well as any logical questions deemed appropriate by [redacted]:

194A-NK-109145-176

[redacted]

b3
b7E

The contact information for the AUSA is as follows:

AUSA [redacted]

The contact information for the Case Agent is as follows:

SA [redacted] office [redacted] cellular [redacted]

[redacted]

b6
b7C
b7E

LEAD(s):

Set Lead 1: (Action)

MOBILE

AT MONTGOMERY

Locate, interview and serve FGJ subpoena to [redacted] [redacted]

b3
b6
b7C

♦♦

07/01/2004 [redacted]
[redacted] Date of Birth (DOB) [redacted]
Social Security Number (SOC) [redacted]
[redacted] telephone number [redacted]
and [redacted] was advised of the identities of the interviewing agents and the purpose of the interview. [redacted] then furnished the following information:

b6
b7C

[redacted]

b3
b6
b7C

[redacted] b3 b6 b7C

United States District Court

DISTRICT OF NEW JERSEY

TO: [redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR: [redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE	ROOM
U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	Grand Jury Room 481
	DATE AND TIME [redacted]

b3 b6 b7C b7E

YOU ARE ALSO COMMANDED to bring with the following document(s) or object(s):*

[redacted]

☐ ***Please see additional information on reverse***

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH

DATE 03/30/06

(BY) DEPUTY [redacted]

b6 b7C

[redacted] d upon application of the United States of America
CHRISTOPHER J. CHRISTIE
United States Attorney

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY
[redacted] AUSA [redacted]
U.S. Attorney's Office, 970 Br
Newark, NJ 07102 [redacted]
USAO# 2005R10370

*If not applicable, enter "none"

To be used in lieu of AO110

FORM OBD-227

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/05/2006

On this date, [redacted] appeared at the FBI office in [redacted] NJ [redacted] as directed by subpoena.

b3
b6
b7C

[redacted] was accompanied by her attorney, [redacted] A copy of [redacted] has been entered into the case file.

Investigation on 3/31/06 at Newark, NJ

File # 194A-NK-109145 -177

Date dictated 4/5/06

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FD-302 (Rev. 10-6-95)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/05/2006

On this date, [redacted] appeared at the FBI office in Newark, NJ to [redacted] as directed by subpoena.

b3
b6
b7C

[redacted] was accompanied by his attorney, [redacted]

[redacted]

A copy of the example has been entered into the case file.

Investigation on 4/5/06 at Newark, NJ

File # 194A-NK-109145 -178 Date dictated 4/5/06

by SA [redacted]

b6
b7C

This docum[redacted]ations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

[redacted]

FD-515 (Rev. 11-10-05)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 04-11-66
Date Loaded 4/12/06
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __ A, __ B, __ C, __ D

Task Force

[redacted]

File Number: 194A-OK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
[redacted]		Fin. Analyst	[redacted]		Lab. Div. Exam	[redacted]		UCO - Group I	[redacted]		Ft. Mon.-ITC
[redacted]		Aircraft Asst.	[redacted]		Lab. Field Sup	[redacted]		UCO - Group II	[redacted]		For. Lang Asst.
[redacted]		Computer	[redacted]		Pen Registers	[redacted]		UCO - Nat. Back	[redacted]		Non FBI Lab Ex
[redacted]		Consen Mon.	[redacted]		Photo Cover	[redacted]		NCAVC / VI - CAP	[redacted]		Vict-Witn Coor
[redacted]		Elsur / FISC	[redacted]		Polygraph	[redacted]		Crim/NS Intel Asst	[redacted]		IO Wanted Flyer
[redacted]		Elsur / T. III	[redacted]		Search Warrant	[redacted]		Crisis Neg. - Fed.	[redacted]		SARs
[redacted]		Eng. Field Sp	[redacted]		Show Money	[redacted]		Crisis Neg. - Local	[redacted]		CART
[redacted]		Eng. Tape Ex	[redacted]		SOG Asst.	[redacted]		ERT Asst.	[redacted]		Asset Forf Prog
[redacted]		Legats Asst.	[redacted]		Swat Team	[redacted]		Butte - ITC	[redacted]		Forf Support Proj
[redacted]		Evid Purchase	[redacted]		Tech. Ag/Equip.	[redacted]		Sav - ITC	[redacted]		TFOS/CTD
[redacted]		Inf/CW Info	[redacted]		Phone Toll Rec	[redacted]		Poc - ITC	[redacted]		CXS/CTD

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: ________
Check if Civil Rico Complaint ☐
Information Date: ________
Indictment Date: 4/10/06

B. Locate/ Arrest
☒ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☒ C
Locate Date: ________
Arrest Date: 4/11/06
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ________
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ________
Code •______✓ Amount $________
Code •______✓ Amount $________
Restitution Date: ________
☐ Court Ordered ☐ Pretrial Diversion
Code •______✓ Amount $________
PELP Date: ________
Code •______✓ Amount $________

E. Hostage(s) Released Date: ________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ________

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ________
Subject Description Code:______•(_____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ________ Judicial District: ________

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	371	1
26	7206	18

H. Sentence Date: ________
Sentence Type: ____,____,____•
In Jail: Years______ Months______
Suspended: Years______ Months______
Probation: Years______ Months______
Fines: $________

I. Disruption/Dismantlement: ✓
Disruption Date: ________
Dismantlement Date: ________
• Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ________
Also Complete "Section G"
Other Civil Matters Date:________
Judgment ____ ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $________
Suspension: Years _____ Months _____

K. Administrative Sanction Date: ________
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months _____

L. Asset Seizure Date: ________
Asset Forfeiture Date: ________
CATS # Mandatory ________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ________

N. Drug Seizures ✓ Date:________
Drug Code •________
Weight ________ Code •________
FDIN ________
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 179

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-OK-109145-179

04/12/2006

*************** INDICTMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145

Serial No.: 179

Stat Agent Name: [redacted]

Stat Agent SOC.:

Report Date: 04/12/2006

Accom Date.: 04/10/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
18	371	1
26	7206	18

Subject's Criminal Activity :
If Other, Specify. . . . :

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

Business Influenced/Affected:
If Other, Specify. . . . . .:

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

04/12/2006

****************** ARREST *****************

~~SENSITIVE~~ / UNCLASSIFIED

b6
b7C
b7E

Case Number: 194A-NK-109145
Serial No.: 179

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/12/2006
Accom Date.: 04/11/2006

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)......................... : C
Did Subject Resist (Y/N)................................ : N
Was Subject Armed (Y/N)................................: N

United States Code Violation

Title	Section	Count
18	371	1
26	7206	18

Accomplishment Narrative

FD-515 (Rev. 11-10-05)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 04-11-06
Date Loaded 4/12/06
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3-Helped, substantially
4-Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
[redacted]		Fin. Analyst	[redacted]		Lab. Div. Exam	[redacted]		UCO - Group I	[redacted]		FL Mon.-ITC
[redacted]		Aircraft Asst.	[redacted]		Lab. Field Sup	[redacted]		UCO - Group II	[redacted]		For. Lang Asst.
[redacted]		Computer	[redacted]		Pen Registers	[redacted]		UCO - Nat. Back	[redacted]		Non FBI Lab Ex
[redacted]		Consen Mon.	[redacted]		Photo Cover	[redacted]		NCAVC / VI - CAP	[redacted]		Vict-Witn Coor
[redacted]		Elsur / FISC	[redacted]		Polygraph	[redacted]		Crim/NS Intel Asst	[redacted]		IO Wanted Flyer
[redacted]		Elsur / T. III	[redacted]		Search Warrant	[redacted]		Crisis Neg. - Fed.	[redacted]		SARs
[redacted]		Eng. Field Spt	[redacted]		Show Money	[redacted]		Crisis Neg. - Local	[redacted]		CART
[redacted]		Eng. Tape Ex	[redacted]		SOG Asst.	[redacted]		ERT Asst.	[redacted]		Asset Forf Prog
[redacted]		Legats Asst.	[redacted]		Swat Team	[redacted]		Butte - ITC	[redacted]		Forf Support Proj
[redacted]		Evid Purchase	[redacted]		Tech. Ag/Equip.	[redacted]		Sav - ITC	[redacted]		TFOS/CTD
[redacted]		Inf/CW Info	[redacted]		Phone Toll Rec	[redacted]		Poc - ITC	[redacted]		CXS/CTD

A. Complaint / Information / Indictment

☑ Federal ☐ Local ☐ International

Complaint Date: ______

Check if Civil Rico Complaint ☐

Information Date: ______

Indictment Date: 04/10/2006

B. Locate/ Arrest

☑ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☑ C

Locate Date: ______

Arrest Date: 04/11/2006

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ______

☐ Federal ☐ Local

D. Recovery/Restitution/PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ______

Code • ______ ✓ Amount $ ______

Code • ______ ✓ Amount $ ______

Restitution Date: ______

☐ Court Ordered ☐ Pretrial Diversion

Code • ______ ✓ Amount $ ______

PELP Date: ______

Code • ______ ✓ Amount $ ______

E. Hostage(s) Released Date: ______

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ______

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: ______

Subject Description Code: ______•(______)•

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor

☐ Plea or ☐ Trial

State: ______ Judicial District: ______

G. U.S. Code Violation

Required for sections A,B,F,and J (Federal Only)

Title	Section	# Counts
~~26~~ 18	371	1
26	7206	12

H. Sentence Date: ______

Sentence Type: ______,______,______•

In Jail: Years ______ Months ______

Suspended: Years ______ Months ______

Probation: Years ______ Months ______

Fines: $ ______

I. Disruption/Dismantlement: ✓

Disruption Date: ______

Dismantlement Date: ______

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______

Also Complete "Section G"

Other Civil Matters Date: ______

Judgment ______ ______ ______ ______•

Judicial Outcome ______ ______ ______ ______•x

Amount $ ______

Suspension: Years ______ Months ______

K. Administrative Sanction Date: ______

Subject Description Code ______•

Type:
☐ Suspension
☐ Debarment
☐ Injunction

Length:
☐ Permanent
or
Year ______ Months ______

L. Asset Seizure Date: ______

Asset Forfeiture Date: ______

CATS # Mandatory ______

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion

(circle one) Date: ______

N. Drug Seizures ✓ Date: ______

Drug Code • ______

Weight ______ Code • ______

FDIN ______

Do not indicate $ value in Section D

O. Child Victim Information

Child located/identified Date: ______

☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

b6
b7C

For indictments/convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
180

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145

04/12/2006

*************** INDICTMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 180

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/12/2006
Accom Date.: 04/10/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
18	371	1
26	7206	12

Subject's Criminal Activity :
If Other, Specify. . . . :

Business Influenced/Affected:
If Other, Specify. . . . . .:

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

04/12/2006

***************** ARREST ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 180

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/12/2006
Accom Date.: 04/11/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	CB	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]	FINAN ANALYST	[redacted]	LAB DIV EXAMS	[redacted]	UCO-GROUP I	[redacted]	FT. MON-NRCSC
	AIRCRAFT ASST		LAB FIELD SUP		UCO-GROUP II		FOR LANG ASST
	COMPUTER ASST		PEN REGISTERS		UCO-OTHER		NON FBI LAB EX
	CONSEN MONITR		PHOTO COVERGE		NCAVC/VI-CAP		VICT-WITN COOR
	ELSUR/FISC		POLYGRAPH		CRIM/NS INTEL		IO WANTED FLYR
	ELSUR/III		SRCH WAR EXEC		CRIS NEG-FED		SARS
	ENG FIELD SUP		SHOW MONEY		CRIS NEG-LOC		CART
	ENG TAPE EXAM		SOG ASST		ERT ASST		ASSET FORF PRO
	LEGATS ASST.		SWAT TEAM		BUTTE-ITC		FORF SUPPORT P
	EVIDNCE PURCH		TECH AG/EQUIP		SAVANNAH-ITC		TFOS/CTD
	INFORMANT/CW		TEL TOLL RECS		POC-WRCSC		CXS/CTD

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)......................... : A
Did Subject Resist (Y/N)................................ : N
Was Subject Armed (Y/N).................................: N

United States Code Violation

Title	Section	Count
18	371	1
26	7206	12

Accomplishment Narrative

FD-515 (Rev. 11-10-05)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 04-11-06
Date Loaded 4/12/06
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	[redacted]	Fin. Analyst		[redacted]	Lab. Div. Exam			UCO - Group I		[redacted]	Ft. Mon.- ITC
	[redacted]	Aircraft Asst.		[redacted]	Lab. Field Sup			UCO - Group II		[redacted]	For. Lang Asst.
	[redacted]	Computer			Pen Registers			UCO - Nat. Back		[redacted]	Non FBI Lab Ex
		Consen Mon.			Photo Cover		[redacted]	NCAVC / VI - CAP		[redacted]	Vict-Witn Coor
		Elsur / FISC		[redacted]	Polygraph		[redacted]	Crim/NS Intel Asst		[redacted]	IO Wanted Flyer
		Elsur / T. III			Search Warrant		[redacted]	Crisis Neg. - Fed.		[redacted]	SARs
	[redacted]	Eng. Field Spt.		[redacted]	Show Money		[redacted]	Crisis Neg. - Local		[redacted]	CART
	[redacted]	Eng. Tape Ex			SOG Asst.		[redacted]	ERT Asst.		[redacted]	Asset Forf Prog
	[redacted]	Legats Asst.		[redacted]	Swat Team		[redacted]	Butte - ITC		[redacted]	Forf Support Proj
		Evid Purchase		[redacted]	Tech. Ag/Equip.		[redacted]	Sav - ITC		[redacted]	TFOS/CTD
		Inf/CW Info		[redacted]	Phone Toll Rec		[redacted]	Poc - ITC		[redacted]	CXS/CTD

A. Complaint / Information / Indictment
☒ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: ______
Indictment Date: 4/10/06

B. Locate/ Arrest
☒ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☒ C
Locate Date: ______
Arrest Date: 4/11/06
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ____ ✓ Amount $____
Code • ____ ✓ Amount $____
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ____ ✓ Amount $____
PELP Date: ______
Code • ____ ✓ Amount $____

E. Hostage(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ______
Subject Description Code: ____•(____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ____ Judicial District: ____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	371	1
26	7206	1

H. Sentence Date: ______
Sentence Type: ____,____,____•
In Jail: Years____ Months ____
Suspended: Years____ Months ____
Probation: Years____ Months ____
Fines: $______

I. Disruption/Dismantlement: ✓
Disruption Date: ______
Dismantlement Date: ______
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______
Also Complete "Section G"
Other Civil Matters Date: ______
Judgment ___ ___ ___ ___•
Judicial Outcome ___ ___ ___ ___•x
Amount $______
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ______
Subject Description Code ____•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year____ Months ____

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # Mandatory ______
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ______

N. Drug Seizures ✓ **Date:** ______
Drug Code • ______
Weight ____ Code • ____
FDIN ______
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ______
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For Indictm
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 181

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-181

04/12/2006

**************** INDICTMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 181

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/12/2006
Accom Date.: 04/10/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]	FINAN ANALYST	[redacted]	LAB DIV EXAMS	[redacted]	UCO-GROUP I	[redacted]	T. MON-NRCSC
	AIRCRAFT ASST		LAB FIELD SUP		UCO-GROUP II		OR LANG ASST
	COMPUTER ASST		PEN REGISTERS		UCO-OTHER		ION FBI LAB EX
	CONSEN MONITR		PHOTO COVERGE		NCAVC/VI-CAP		ICT-WITN COOR
	ELSUR/FISC		POLYGRAPH		CRIM/NS INTEL		O WANTED FLYR
	ELSUR/III		SRCH WAR EXEC		CRIS NEG-FED		ARS
	ENG FIELD SUP		SHOW MONEY		CRIS NEG-LOC		ART
	ENG TAPE EXAM		SOG ASST		ERT ASST		SSET FORF PRO
	LEGATS ASST.		SWAT TEAM		BUTTE-ITC		ORF SUPPORT P
	EVIDNCE PURCH		TECH AG/EQUIP		SAVANNAH-ITC		FOS/CTD
	INFORMANT/CW		TEL TOLL RECS		POC-WRCSC		XS/CTD

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:
Subject's Role =

Title	Section	Counts
18	371	7
26	7206	7

Subject's Criminal Activity :
If Other, Specify. . . . :

If NON-LCN Member or Associate (M/A):
Name of NON-LCN Criminal Group. . . :

If La Cosa Nostra (LCN) Member or Asso (M/A):
Name of LCN Organized Crime Group (OCG) . . . . .:
Position in LCN OCG . . . .:

Name of Union:

Union Affiliation:
If Other, Specify:

Business Influenced/Affected:
If Other, Specify. . . . . .:

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:
If Other, Specify. :

04/12/2006

***************** ARREST ****************

~~SENSITIVE /~~ UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 181

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 04/12/2006
Accom Date.: 04/11/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . :	N
A Fugitive. . . . . :	N
Bankruptcy Fraud. . . . . :	N
Computer Fraud/Abuse. . . . . :	N
Corruption of Public Officials:	N
Money Laundering. . . . . . . :	N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]	FINAN ANALYST	[redacted]	LAB DIV EXAMS	[redacted]	UCO-GROUP I	[redacted]	FT. MON-NRCSC
	AIRCRAFT ASST		LAB FIELD SUP		UCO-GROUP II		FOR LANG ASST
	COMPUTER ASST		PEN REGISTERS		UCO-OTHER		NON FBI LAB EX
	CONSEN MONITR		PHOTO COVERGE		NCAVC/VI-CAP		VICT-WITN COOR
	ELSUR/FISC		POLYGRAPH		CRIM/NS INTEL		IO WANTED FLYR
	ELSUR/III		SRCH WAR EXEC		CRIS NEG-FED		SARS
	ENG FIELD SUP		SHOW MONEY		CRIS NEG-LOC		CART
	ENG TAPE EXAM		SOG ASST		ERT ASST		ASSET FORF PRO
	LEGATS ASST.		SWAT TEAM		BUTTE-ITC		FORF SUPPORT P
	EVIDNCE PURCH		TECH AG/EQUIP		SAVANNAH-ITC		TFOS/CTD
	INFORMANT/CW		TEL TOLL RECS		POC-WRCSC		CXS/CTD

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)......................... : C
Did Subject Resist (Y/N)................................ : N
Was Subject Armed (Y/N)................................: N

United States Code Violation

Title	Section	Count
18	371	7
26	7206	7

Accomplishment Narrative

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/21/2006

[redacted] DOB [redacted] SSN [redacted] home address [redacted] home telephone [redacted] [redacted] was interviewed telephonically by writer. Also present for the interview was AUSA [redacted]

b6
b7C

After being advised of the identity of the interviewing agent and AUSA [redacted] provided the following:

[redacted]

b5
b6
b7C

Investigation on 4/4/06 at Newark, NJ (telephonically)

File # 194A-NK-109145 -182 Date dictated 4/21/06

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 04/25/2006

[redacted]

To: Miami **Attn:** SSA [redacted]
Miami Division
[redacted]

b6
b7C
b7E

From: Newark
Criminal Squad 8
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) -183

Title: CHARLES KUSHNER;
ET AL;
CSLPO-STATE;
OO:NK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: To set priority lead to Miami Division to locate and serve Federal Grand Jury subpoena to [redacted] [redacted]

[redacted]

Enclosure(s): 1) FD-302 dated 3/8/2006. Prior interview of [redacted]

2) FGJ Subpoena from District of New Jersey commanding [redacted] to appear in NJ for testimony.

b3
b6
b7C

Details: Newark requests [redacted] to locate and serve FGJ subpoena to [redacted] [redacted]

The following information is provided:

DOB: [redacted]
SSN:

[redacted] was previously interviewed by FBI NK, previous FD-302 is enclosed with this communication.

115 [redacted] 02.EC

194A-NK-109145-183

The contact information for the AUSA is as follows:

AUSA [redacted]

b6
b7C
b7E

The contact information for the Case Agent is as follows:

SA [redacted] office [redacted] cellular [redacted]
[redacted]

LEAD(s):

Set Lead 1: (Action)

MIAMI

[redacted]

Locate, interview and serve FGJ subpoena to [redacted]

b3
b6
b7C

♦♦

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 03/08/2006

[redacted] DOB [redacted] SSN [redacted] [redacted] currently residing at [redacted] [redacted], was contacted telephonically at [redacted] [redacted]

b3
b6
b7C

Also on the telephone via conference call were AUSA [redacted] and AUSA [redacted] After being advised of the identity of the callers, [redacted] provided the following information:

[redacted]

b3
b5
b6
b7C

Investigation on 3/8/06 at Newark, NJ (telephonically)

File # 194A-NK-109145 Date dictated 3/8/06

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

[redacted] b3 b6 b7C

United States District Court

DISTRICT OF NEW JERSEY

TO: [redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR: [redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM Grand Jury Room 481
	DATE AND TIME [redacted]

b3 b6 b7C b7E

YOU ARE ALSO COMMANDED to bring with the following document(s) or object(s):*

[redacted]

☐ *Please see additional information on reverse*

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	DATE 04/24/06
[redacted]	
n applica- merica CHRISTOPHER J. CHRISTIE United States Attorney	NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY [redacted] AUSA [redacted] U.S. Attorney's Office, 970 Broad Street Newark, NJ 07102 [redacted] USAO# 2005R10370

b6 b7C

*If not applicable, enter "none"

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 04/25/2006

[redacted]

To: Mobile **Attn:** SSA [redacted]
Squad 4, Montgomery RA
[redacted]

b6
b7C
b7E

From: Newark
Criminal Squad 8
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) -184

Title: CHARLES KUSHNER;
ET AL;
CSLPO-STATE;
OO:NK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: To set priority lead to Mobile Division to locate and serve Federal Grand Jury subpoena to [redacted] [redacted]

b3
b6
b7C

Enclosure(s): 1) FD-302 dated 7/1/2004. Prior interview of [redacted]

1 [redacted]

2) FGJ Subpoena from District of New Jersey commanding [redacted] to appear in NJ for testimony.

Details: Newark requests [redacted] to locate and serve FGJ subpoena to [redacted] [redacted] The following information is provided:

b3
b6
b7C

DOB: [redacted]
SSN:
Previous Address: [redacted]

[redacted] was previously interviewed by FBI NK, previous FD-302 is enclosed with this communication.

The contact information for the AUSA is as follows:

115[redacted]01.EC

b6
b7C

b6
b7C
b7E

AUSA [redacted]

The contact information for the Case Agent is as follows:

SA [redacted] office [redacted] cellular [redacted]
[redacted]

LEAD(s):

Set Lead 1: (Action)

MOBILE

AT MONTGOMERY

b3
b6
b7C

Locate and serve FGJ subpoena to [redacted] [redacted]

◆◆

[redacted] b3 b6 b7C

United States District Court

DISTRICT OF NEW JERSEY

TO: [redacted]

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR: [redacted]

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE U.S. Post Office & Courthouse Bldg. Federal Square Newark, New Jersey 07102	ROOM Grand Jury Room 481
	DATE AND TIME [redacted]

b3 b6 b7C b7E

YOU ARE ALSO COMMANDED to bring with the following document(s) or object(s):*

[redacted]

☐ ***Please see additional information on reverse***

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK WILLIAM T. WALSH	DATE 04/24/06

b6 b7C

[redacted] upon application of the United States of America
CHRISTOPHER J. CHRISTIE
United States Attorney

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY
[redacted] AUSA [redacted]
U.S. Attorney's Office, 970 Broad Street
Newark, NJ 07102 [redacted]
USAO# 2005R10370

*If not applicable, enter "none"

To be used in lieu of AO110

FORM OBD-227
Revised April 2000

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 04/28/2006

To: Newark **Attn:** Criminal Sq. 8
SA [redacted] b6 b7C b7E

From: Mobile
Sq. 4/[redacted]
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 / 185 (Pending)

Title: CHARLES KUSHNER;
ET AL;
CSLPO - STATE;
OO: NK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Report subpoena service.

Administrative: This communication is in re NK EC dated 04/25/2006, with an accompanying subpoena transmitted in digital format to Mobile [redacted] via e-mail. As the EC has not been uploaded at this writing, no Reference line has been utilized.

Enclosure(s): For NK, 1-A envelope containing "original" subpoena received in digital format at and served by FBI MO, [redacted] original and one copy self-explanatory FD-302 documenting service. b3 b6 b7C

Details: Reporting agent received the subpoena relevant to this communication via e-mail and in digital format, with instructions to serve by Friday, April 28, 2006. Service was made Thursday, April 27, 2006, on [redacted] Reporting agent notes that the service section of the subpoena (the flip side) was not included, and as such, the handwritten notations on the back of the enclosed copy are meant to demonstrate service.

Inasmuch as no further investigation remains, Lead 1 of the aforementioned EC is considered covered.

194A-NK-109145-185

LEAD(s):

Set Lead 1: (Info)

NEWARK

AT NEWARK

Read and clear.

♦♦

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/25/2006

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

On April 3, 2006, [redacted] white female, date of birth [redacted] Social Security Account Number [redacted] [redacted] was served with a Grand Jury Subpoena. [redacted] was advised that she is to report to the Grand Jury Room in Newark, New Jersey, on [redacted] [redacted] was further instructed to call SA [redacted] to confirm the date and time for which she is to appear. [redacted] advised that she would call SA [redacted] tomorrow morning. [redacted] further advised that [redacted] [redacted]

b3
b6
b7C

Investigation on 04/03/2006 at [redacted]

File # 194A-NK-109145 -186

Date dictated 04/10/2006

by SA [redacted]
SA

b3
b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY **Date:** 04/25/2006

To: Newark **Attn:** SA [redacted] b6 b7C b7E

From: Mobile
Squad 4/[redacted]
Contact: SA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)

Title: CHARLES KUSHNER;
ET AL;
CSLPO-STATE;
OO:NK

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Lead covered.

Reference: 194A-NK-109145 Serial 176

Enclosure(s): Enclosed for Newark Division are one original, and two copies of the FD-302 of [redacted] dated 04/03/2006. b3 b6 b7C

Details: On 04/03/2006, reporting Agent was telephonically contacted by SA [redacted] who advised SA [redacted] that he is not to attempt to interview [redacted] only serve her with a Federal Grand Jury Subpoena.

On 04/03/2006, [redacted] was served a Federal Grand Jury Subpoena.

Inasmuch as no further investigation remains in Mobile Division at [redacted] referenced lead is considered covered.

◆◆

194A-NK-109145-187

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 05/23/2006

[redacted] SSN [redacted] DOB [redacted] [redacted] of CHARLES KUSHNER was interviewed at the FBI office in Newark, NJ. Writer and SA [redacted] picked up [redacted] at the Newark Hilton and transported her to the FBI office. Also present for the interview were AUSAs [redacted] and [redacted]

b6
b7C

[redacted]

b5
b6
b7C

Investigation on 5/8/06 at Newark, NJ

File # 194A-NK-109[redacted] 188 Date dictated 5/23/06

by SA [redacted]

b6
b7C

This document contains neither [redacted] ndations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 05/30/2006

On 5/22/06, [redacted] residing at [redacted] [redacted] NY, NY, phone number [redacted] employed as the [redacted] at captioned address, was interviewed in his office. After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] provided the following:

b6
b7C

[redacted] [redacted] does know [redacted]

[redacted] knew that the [redacted] [redacted] never met [redacted] and did not know what [redacted] looked like.

[redacted]

b6
b7C

[redacted] did not know CHARLES KUSHNER.

In January 2006, a "Chinese guy" and "bald guy" came and asked questions about [redacted] The two men showed [redacted] badges, but he could not recall where they were from. [redacted] was given a business card, but he could not find the card.

Investigation on 5/22/06 at Manhattan, NY

File # 194A-NK-1091 [redacted] 159 Date dictated 5/30/06

by SA [redacted]
SA

b6
b7C

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 05/30/2006

On 5/22/06, [redacted] residing at [redacted] respectively, telephone numbers [redacted] respectively, were interviewed in [redacted] After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] [redacted] provided the following:

b6
b7C

[redacted] knew [redacted] Both had been neighbors of [redacted] for at least the past 12 years. Both believed [redacted] to be a good neighbor who loved animals and could be counted on to watch their pets when needed.

b6
b7C

[redacted] were surprised by any notion of prostitution occurring [redacted] apartment. After a few moments of reflection, [redacted] advised that she did in fact see various men going in [redacted] at various times in the past. [redacted] feels that those men she saw could have been prostitution customers as their appearances are otherwise unexplained.

[redacted] recalled that [redacted] had a [redacted] boyfriend changed her personality.

b6
b7C

Recently, [redacted] recognized that [redacted] was usually sick with the flu or allergies. [redacted] noted that [redacted] was quiet and private and that [redacted] may have had a "computer" job.

Neither woman recognized a photo of CHARLES KUSHNER nor knew the name.

[redacted] whose apartment shares a common wall with [redacted] advised that she is very sensitive to noise and that the walls are very easily heard through.

A description of a physical altercation between CHARLES KUSHNER and an UNSUB Brazilian prostitute was given to [redacted] It was described to [redacted] that KUSHNER allegedly beat the Brazilian prostitute and that the woman was left shrieking and crying for at

Investigation on 5/22/06 at Manhattan, NY

File # 194A-NK-10914 [redacted] -190

Date dictated 5/30/06

SA
by SA [redacted] [redacted]

b6
b7C

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194A-NK-109145

Continuation of FD-302 of [redacted] , On 5/22/06 , Page 2 b6 b7C

least 20 minutes. [redacted] does not recall hearing anything through the walls regarding this incident.

[redacted] advised that she works on her computer from home and is usually home all day, every day. [redacted] feels very strongly that if any altercation such as was described to her did occur while she was home she could not have avoided hearing it due to the sound properties of the walls.

[redacted] agreed to be available for further interview if needed.

FD-159 (Rev. 5-9-88)

RECORD OF INFORMATION FURNISHED OTHER AGENCIES

Orally ____________ (date) Written Communication 06/28/2006 (date)

Information concerning: (Include DRUG MATTERS here.)
Subpoena returns re: [redacted]
[redacted]

b3

Information furnished from File, Serial, and Page Number: 194A-NK-109145

☒ On 06/28/2006 (date) a continuing disclosure was initiated with

[redacted] ____________ (agency) and will be maintained until the conclusion

of the investigation.

Information furnished to : [redacted]

b3
b6
b7C
b7E

Remarks: [redacted]
[redacted]

SA [redacted]
Employee Furnishing Information

b6
b7C

1 -
1 -
[redacted]

194A-NK-109145-19[redacted]

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 06/05/2006

[redacted] telephone number [redacted] DOB [redacted], SSN [redacted] residing at [redacted] [redacted] was interviewed telephonically. After being advised of the identity of the interviewing agent and the nature of the call, she provided the following: b6 b7C

[redacted] has been friends with [redacted] for a long period of time. [redacted] estimated that it was greater than 15 years.

[redacted] read an article recently in the NEW YORK POST regarding CHARLES KUSHNER and his alcohol problems. [redacted] cut the article out and mailed it to [redacted]

[redacted] read the article on a Friday and put the article in the mail, perhaps the next day. This occurred in April of 2006. b6 b7C

[redacted] wasn't upset about the article. [redacted] changed her life and sold her possessions. [redacted] is "a poor soul at this point".

[redacted] was told by [redacted] that KUSHNER was helping [redacted]

Investigation on 5/9/06 at Newark, NJ (telephonically)

File # 194A-NK-109[redacted]-192 Date dictated 6/5/06 b6 b7C

by SA [redacted]

This document contains neithe endations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to uted outside your agency.

FD-515 (Rev. 11-10-05)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 7/10/06
Date Loaded 7/25/06
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number 109145
194A-NK ~~106748~~

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
[redacted]	■	Fin. Analyst	[redacted]	■	Lab. Div. Exam	[redacted]		UCO - Group I	[redacted]	■	Ft. Mon.-ITC
[redacted]	■	Aircraft Asst.	[redacted]	■	Lab. Field Sup	[redacted]		UCO - Group II	[redacted]	■	For. Lang Asst.
[redacted]	■	Computer	[redacted]		Pen Registers	[redacted]		UCO - Nat. Back	[redacted]	■	Non FBI Lab Ex
[redacted]		Consen Mon.	[redacted]		Photo Cover	[redacted]	■	NCAVC / VI - CAR	[redacted]	■	Vict-Witn Coor
[redacted]		Elsur / FISC	[redacted]	■	Polygraph	[redacted]	■	Crim/NS Intel Asst	[redacted]	■	IO Wanted Flyer
[redacted]		Elsur / T. III	[redacted]		Search Warrant	[redacted]	■	Crisis Neg. - Fed.	[redacted]	■	SARs
[redacted]	■	Eng. Field Spt	[redacted]	■	Show Money	[redacted]	■	Crisis Neg. - Local	[redacted]	■	CART
[redacted]	■	Eng. Tape Ex	[redacted]		SOG Asst.	[redacted]	■	ERT Asst.	[redacted]	■	Asset Forf Prog
[redacted]	■	Legats Asst.	[redacted]	■	Swat Team	[redacted]	■	Butte - ITC	[redacted]	■	Forf Support Proj
[redacted]		Evid Purchase	[redacted]	■	Tech. Ag/Equip.	[redacted]	■	Sav - ITC	[redacted]	■	TFOS/CTD
[redacted]		Inf/CW Info	[redacted]	■	Phone Toll Rec	[redacted]	■	Poc - ITC	[redacted]	■	CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ____________
Check if Civil Rico Complaint ☐
Information Date: ____________
Indictment Date: ____________

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ____________
Arrest Date: ____________
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____________
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☒ Federal ☐ Local ☐ International
Recovery Date: 7/6/06
Code • 01 ✓ Amount $ 206,807
Code • ______ ✓ Amount $ ____________
Restitution Date: ____________
☐ Court Ordered ☐ Pretrial Diversion
Code • ______ ✓ Amount $ ____________
PELP Date: ____________
Code • ______ ✓ Amount $ ____________

E. Hostage(s) Released Date: ____________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____________

F. Conviction
☒ Federal ☐ Local ☐ International
Conviction Date: 7/6/06
[redacted]
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☒ Plea or ☐ Trial
State: NJ Judicial District: NJ

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
26	7201	1

H. Sentence Date: ____________
Sentence Type: ____, ____, ____ •
In Jail: Years ______ Months ______
Suspended: Years ______ Months ______
Probation: Years ______ Months ______
Fines: $ ____________

I. Disruption/Dismantlement: ✓
Disruption Date: ____________
Dismantlement Date: ____________
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________
Also Complete "Section G"
Other Civil Matters Date: ____________
Judgment ____ ____ ____ ____ •
Judicial Outcome ____ ____ ____ ____ •x
Amount $ ____________
Suspension: Years _____ Months _____

b7E

K. Administrative Sanction Date: ____________
Subject Description Code ______ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year _____ Months _____

L. Asset Seizure Date: ____________
Asset Forfeiture Date: ____________
CATS # Mandatory ____________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ____________

N. Drug Seizures ✓ Date: ____________
Drug Code • ____________
Weight ________ Code • ________
FDIN ____________
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ____________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
193

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-193

07/25/2006

**************** RECOVERY ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 193

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 07/25/2006
Accom Date.: 07/06/2006

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]	FINAN ANALYST	[redacted]	LAB DIV EXAMS	[redacted]	UCO-GROUP I	[redacted]	FT. MON-NRCSC
	AIRCRAFT ASST		LAB FIELD SUP		UCO-GROUP II		FOR LANG ASST
	COMPUTER ASST		PEN REGISTERS		UCO-OTHER		NON FBI LAB EX
	CONSEN MONITR		PHOTO COVERGE		NCAVC/VI-CAP		VICT-WITN COOR
	ELSUR/FISC		POLYGRAPH		CRIM/NS INTEL		IO WANTED FLYR
	ELSUR/III		SRCH WAR EXEC		CRIS NEG-FED		SARS
	ENG FIELD SUP		SHOW MONEY		CRIS NEG-LOC		CART
	ENG TAPE EXAM		SOG ASST		ERT ASST		ASSET FORF PRO
	LEGATS ASST.		SWAT TEAM		BUTTE-ITC		FORF SUPPORT P
	EVIDNCE PURCH		TECH AG/EQUIP		SAVANNAH-ITC		TFOS/CTD
	INFORMANT/CW		TEL TOLL RECS		POC-WRCSC		CXS/CTD

Recovery is for Federal, Local, or International (F/L/I)..: F

Property Recovered

CODE	AMOUNT	CODE	AMOUNT
01	206807		

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

07/25/2006

**************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 193

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 07/25/2006
Accom Date.: 07/06/2006

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

b6
b7C
b7E

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

[redacted]
FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW

[redacted]
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS

[redacted]
UCO-GROUP I
UCO-GROUP II
UCO-OTHER
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC

[redacted]
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD

Date of Conviction (MM/DD/YYYY) . . . . : 07/06/2006

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
26	7201	1

Form FD-515a:
Subject's Role =

Accomplishment Narrative

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 10/05/2006

To: Newark **Attn:** ASAC [redacted]

b6
b7C
b7E

From: Newark
C-8
Contact: [redacted]

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-109145[redacted]ending) -194

Title: CHARLES KUSHER;
OO:NK

Synopsis: To request authority to work 10/9/06, Columbus Day, a federal holiday.

Details: Writer has been asked to facilitate the review of documents for discovery in captioned matter on 10/9/06, a federal holiday.

Attorneys from the defedant's law firm will be in FBI space escorted by writer for the majority of the business day on 10/9/06. Writer will be required to escort them and monitor their review of documents for the duration of their visit to our space.

Given the above circumstances, writer requests authority to work on 10/9/06 and receive holiday pay for time worked.

♦♦

NK 58 (revised 3/2004)

ATTENTION: C19 FIELD INTELLIGENCE GROUP

DATE: 3/30/04

REQUEST FOR ANALYST ASSISTANCE

REQUESTED BY: SA [redacted] SQUAD: C-8 EXT: [redacted]

APPROVED BY: SSA [redacted] REQUEST FOR: IA [✓ FA]
(Please circle)

~~SECRET~~

b6
b7C
b7E

CASE ID #: 194A-NK-109145

TITLE: Charles A. Kushner;
Et Al;
CSLPO - State Level, Mail Fraud;
OO: NK

CONCISE DESCRIPTION OF WORK TO BE PERFORMED:

This investigation has been on-going for over 1 year and over 250 subpoenas have been served. Also 2 search warrants were executed in December 2003. At this point of the investigation, many of the records obtained need to be reviewed and scheduled so they can be utilized in anticipated prosecutions. The types of records to be reviewed include bank records, federal election records, and accounting records. The case agent has reviewed most of the records obtained but needs assistance in the scheduling and analysis of the large amount of data.

Do not write below this line (C-19 use only)

C-19 SSA Approval [redacted] SIA Approval [redacted]

b6
b7C

IA [✓ FA] Assigned [redacted]

[illegible]-04 Assigned

C8

1-66F-NK-

1-IA/FA

1-194B-NK-109145-195 [redacted]

1-66-NK-A67495

[redacted]

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/06/2007

On 02/05/2007 Special Agent (SA) [redacted] delivered subpoena case number [redacted] to [redacted] [redacted] agreed to be available upon reasonable notice and be put "on call." [redacted] provided the following contact information:

b3
b6
b7C

Residential address: [redacted]

Work address:

Residential telephone number: [redacted]

Cellular telephone number:

Work telephone number:

Investigation on 02/05/2007 at [redacted] New Jersey

File # 194A-NK-109145 -199

Date dictated 02/06/2007

by SA [redacted]

b6
b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/08/2007

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-10914[redacted]Pending) - 200

Title: CHARLES KUSHNER;

Synopsis: To request assignment of Co-Case Agent to captioned matter.

Details: Writer requests assignment of SA [redacted] as Co-Case Agent to captioned matter. Writer is currently preparing for a lengthy trial and a subsequent transfer to the Newark Media Representative post .

The assignment of SA [redacted] would provide needed assistance and assure continuity throughout the trial.

b6
b7C

◆◆

Assign Co-case SA
SA [redacted]
2/9/07 [redacted]

assigned 2/12/07 [redacted]

194A-NK-109145-200

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/01/2007

[redacted], dob [redacted] ssn [redacted] was contacted telephonically at [redacted] was advised of the identity of interviewing agent and the nature of the call, which was to serve a trial subpoena upon [redacted]

b3
b6
b7C

[redacted]

[redacted] agreed to be "on-call" as a witness in referenced trial.

Investigation on 2/1/07 at Newark, NJ (telephonically)

File # 194A-NK-109145 — 201

Date dictated 2/1/07

by SA [redacted] [redacted]

b6
b7C

This document contains neither [redacted]ndations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 04/05/2007

To: Newark

From: Newark
C-8
Contact: SA [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 194A-NK-10914 [redacted] ending) -202
194A-NK-109145-ELA
194A-NK-109145-NC
194A-NK-109145-SBP
194A-NK-109145-TRANS
194A-NK-109145-1
194A-NK-109145-1B
194A-NK-109145-302
194A-NK-109145-BC

[redacted]

194B-NK-114608 (Pending)
(NO SUBFILES EXIST)

Title: CHARLES KUSHNER;
ET AL;
OO:NK

FIXA FACT;
OO:NK

Synopsis: Writer requests transfer of captioned cases and relevant subfiles to SA [redacted]

b6
b7C

Details: Writer requests transfer of captioned cases to SA [redacted] due to writer's pending transfer to Media desk.

Both files are current with all paperwork.

♦♦

Reassign
sub
SA [redacted]
5/18/07
[redacted]

Reassigned
5/21/07
[redacted]

194A-NK-109145-202

(Rev. 06-04-2007)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 01/16/2008

To: Newark

From: Newark
Squad C-8
Contact: [redacted]

b6
b7C
b7E

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending) -203

Title: KUSHNER, CHARLES, A
STADTMAUER, RICHARD
D.B.A. KUSHNER CO
MAIL FRAUD

Synopsis: To request approval for holiday pay.

Details: Writer is preparing for trial scheduled for February 13, 2008. Due to an intense trial prep schedule writer is requesting permission to work scheduled federal holiday January 21, 2008 and receive holiday pay.

◆◆

194A-NK-109145-203

FD-515 (Rev. 12-19-06)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2/11/08
Date Loaded 2/12/08
Date Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Official ☐
- Money Laundering ☐
- Sub Invest Asst by FO(s) ☐

Asst. FO(s) ___ ___ ___ ___ A. B. C. D.

Task Force

[redacted]

File Number 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) Indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	■	Fin. Analyst		■	Lab. Field Sup			UCO - Nat.Back		■	Vict-Witn Coor
	■	Aircraft Asst.			Pen Registers		■	NCAVC/ Vi-CAP		■	IO Wanted Flyer
	■	Computer			Photo Cover		■	Crim/NS Intel Asst		■	SARs
		Consen Mon.		■	Polygraph		■	Crisis Neg.- Fed		■	CART
		ELSUR / FISC			Search Warrant		■	Crisis Neg.- Local		■	Asset Forf Prog
		ELSUR / T. III		■	Show Money		■	ERT Asst.		■	Forf Support Proj
	■	Eng. Field Spt.			SOG Asst.		■	Butte - ITC		■	TFOS/CTD
	■	Eng. Tape Ex.		■	Swat Team		■	Sav - ITC		■	CXS/CTD
	■	Legats Asst.		■	Tech. Ag/Equip.		■	Poc - ITC		■	InfraGard/CyD
		Evid. Purchase		■	Phone Toll Rec		■	Ft. Mon. - ITC		■	OFC/CID
		Inf/CW Info			UCO - Group I		■	For. Lang Asst.		■	PPP
	■	Lab. Div. Exam			UCO - Group II		■	Non FBI Lab Ex			

A. Complaint / Information/ Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ____________

Check if Civil Rico Complaint ☐

Information Date: ____________

Indictment Date: ____________

B. Locate / Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: ____________

Arrest Date: ____________

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ____________

☐ Federal ☐ Local

D. Recovery / Restitution / PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ____________

Code • ______ ✓ Amount $ ______

Code • ______ ✓ Amount $ ______

Restitution Date: ____________

☐ Court Ordered ☐ Pretrial Diversion

Code • ______ ✓ Amount $ ______

PELP Date: ____________

Code • ______ ✓ Amount $ ______

E. Hostages(s) Released Date: ____________

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ____________

F. Conviction

☒ Federal ☐ Local ☐ International

Conviction Date: 02/11/2008

[redacted]

For 6F, G, H-Include Agency Code

☒ Felony or ☐ Misdemeanor

☒ Plea or ☐ Trial

State: NJ Judicial District: NJ

G. U.S. Code Violation

Required for sections A, B, F and J (Federal Only)

Title	Section	# Counts
18	371	1

H. Sentence Date: ____________

Sentence Type: ______, ______, ______ •

In Jail: Years ______ Months ______

Suspended: Years ______ Months ______

Probation: Years ______ Months ______

Fines: $ ______

I. Disruption/Dismantlement: ✓

Disruption Date: ____________

Dismantlement Date: ____________

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________

Also complete "Section G"

Other Civil Matters Date: ____________

Judgment ___ ___ ___ •

Judicial Outcome ___ ___ ___ •x

Amount $ ____________

Suspension: Years ______ Months ______

K. Administrative Sanction Date: ____________

Subject Description Code ______ •

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year ______ Months ______

L. Asset Seizure Date: ____________

Asset Forfeiture Date: ____________

CATS # Mandatory ____________

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion

(Circle one) Date: ____________

N. Drug Seizures ✓ **Date:** ____________

Drug Code • ____________

Weight ______ Code • ______

FDIN ____________

Do not indicate $ in Section D

O. Child Victim Information

Child located / Identified Date: ____________

☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
204

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-204

02/12/2008

**************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 204

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 02/12/2008
Accom Date.: 02/11/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Date of Conviction (MM/DD/YYYY) . . . .: 02/11/2008

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
18	371	1

Form FD-515a:
Subject's Role =

Accomplishment Narrative

FD-515 (Rev. 12-19-06)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2-14-08
Date Loaded 2/20/08
Date Loader's Init [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
Drugs ☐
A Fugitive ☐
Bankruptcy Fraud ☐
Computer Fraud/Abuse ☐
Corruption of Public Official ☐
Money Laundering ☐
Sub Invest Asst by FO(s) ☐

Asst. FO(s) ___ ___ ___ ___
A. B. C. D.

Task Force
[redacted]

[redacted]

File Number
194A-NK-109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Field Sup			UCO - Nat.Back			Vict-Witn Coor
		Aircraft Asst.			Pen Registers			NCAVC/ Vi-CAP			IO Wanted Flyer
		Computer			Photo Cover			Crim/NS Intel Asst			SARs
		Consen Mon.			Polygraph			Crisis Neg.- Fed			CART
		ELSUR / FISC			Search Warrant			Crisis Neg.- Local			Asset Forf Prog
		ELSUR / T. III			Show Money			ERT Asst.			Forf Support Proj
		Eng. Field Spt.			SOG Asst.			Butte - ITC			TFOS/CTD
		Eng. Tape Ex.			Swat Team			Sav - ITC			CXS/CTD
		Legats Asst.			Tech. Ag/Equip.			Poc - ITC			InfraGard/CyD
		Evid. Purchase			Phone Toll Rec			Ft. Mon. - ITC			OFC/CID
		Inf/CW Info			UCO - Group I			For. Lang Asst.			PPP
		Lab. Div. Exam			UCO - Group II			Non FBI Lab Ex			

A. Complaint / Information/ Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ____________
Check if Civil Rico Complaint ☐
Information Date: ____________
Indictment Date: ____________

B. Locate / Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ____________
Arrest Date: ____________
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____________
☐ Federal ☐ Local

D. Recovery / Restitution / PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ____________
Code • ______ ✓ Amount $ ____________
Code • ______ ✓ Amount $ ____________
Restitution Date: ____________
☐ Court Ordered ☐ Pretrial Diversion
Code • ______ ✓ Amount $ ____________
PELP Date: ____________
Code • ______ ✓ Amount $ ____________

E. Hostages(s) Released Date: ____________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____________

F. Conviction
☒ Federal ☐ Local ☐ International
Conviction Date: 2-14-08
[redacted]
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☒ Plea or ☐ Trial
State: NJ Judicial District: NJ

G. U.S. Code Violation
Required for sections A, B, F and J
(Federal Only)

Title	Section	# Counts
18	371	1

H. Sentence Date: ____________
Sentence Type: ______, ______, ______ •
In Jail: Years ______ Months ______
Suspended: Years ______ Months ______
Probation: Years ______ Months ______
Fines: $ ____________

I. Disruption/Dismantlement: ✓
Disruption Date: ____________
Dismantlement Date: ____________
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________
Also complete "Section G"
Other Civil Matters Date: ____________
Judgment ___ ___ ___ ___ •
Judicial Outcome ___ ___ ___ ___ • x
Amount $ ____________
Suspension: Years ______ Months ______

K. Administrative Sanction Date: ____________
Subject Description Code ______ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ______ Months ______

L. Asset Seizure Date: ____________
Asset Forfeiture Date: ____________
CATS # Mandatory ____________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion
(Circle one) Date: ____________

N. Drug Seizures ✓ **Date:** ____________
Drug Code • ____________
Weight ______ Code • ______
FDIN ____________
Do not indicate $ in Section D

O. Child Victim Information
Child located / Identified Date: ____________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
205

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-205

02/20/2008

*************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 205

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 02/20/2008
Accom Date.: 02/14/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Date of Conviction (MM/DD/YYYY) . . . .: 02/14/2008

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
18	371	1

Form FD-515a:
Subject's Role =

Accomplishment Narrative

[redacted] 12-19-06)

[redacted] uad supervisor approval [redacted] ease initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 3-10-08

Date Loaded 3/11/08

Date Loader's Initia [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)	
Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Official	☐
Money Laundering	☐
Sub Invest Asst by FO(s)	☐

Asst. FO(s) ___ ___ ___ ___
A. B. C. D.

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	■	Fin. Analyst		■	Lab. Field Sup			UCO - Nat.Back		■	Vict-Witn Coor
	■	Aircraft Asst.			Pen Registers		■	NCAVC/ Vi-CAP		■	IO Wanted Flyer
	■	Computer			Photo Cover		■	Crim/NS Intel Asst		■	SARs
		Consen Mon.		■	Polygraph		■	Crisis Neg.- Fed		■	CART
		ELSUR / FISC			Search Warrant		■	Crisis Neg.- Local		■	Asset Forf Prog
		ELSUR / T. III		■	Show Money		■	ERT Asst.		■	Forf Support Proj
	■	Eng. Field Spt.			SOG Asst.		■	Butte - ITC		■	TFOS/CTD
	■	Eng. Tape Ex.		■	Swat Team		■	Sav - ITC		■	CXS/CTD
	■	Legals Asst.		■	Tech. Ag/Equip.		■	Poc - ITC		■	InfraGard/CyD
		Evid. Purchase		■	Phone Toll Rec		■	Ft. Mon. - ITC		■	OFC/CID
		Inf/CW Info			UCO - Group I		■	For. Lang Asst.		■	PPP
	■	Lab. Div. Exam			UCO - Group II		■	Non FBI Lab Ex			

A. Complaint / Information/ Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ____________

Check if Civil Rico Complaint ☐

Information Date: ____________

Indictment Date: ____________

B. Locate / Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: ____________

Arrest Date: ____________

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ____________

☐ Federal ☐ Local

D. Recovery / Restitution / PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ____________

Code • ______ ✓ Amount $ ________

Code • ______ ✓ Amount $ ________

Restitution Date: ____________

☐ Court Ordered ☐ Pretrial Diversion

Code • ______ ✓ Amount $ ________

PELP Date: ____________

Code • ______ ✓ Amount $ ________

E. Hostages(s) Released Date: ____________

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ____________

F. Conviction

☒ Federal ☐ Local ☐ International

Conviction Date: 03/10/2008

[redacted]

For 6F, G, H-Include Agency Code

☒ Felony or ☐ Misdemeanor

☒ Plea or ☐ Trial

State: NJ Judicial District: NJ

G. U.S. Code Violation

Required for sections A, B, F and J (Federal Only)

Title	Section	# Counts
26	7206(2)	1

H. Sentence Date: ____________

Sentence Type: ______ , ______ , ______ •

In Jail: Years ______ Months ______

Suspended: Years ______ Months ______

Probation: Years ______ Months ______

Fines: $ ______

I. Disruption/Dismantlement: ✓

Disruption Date: ____________

Dismantlement Date: ____________

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________

Also complete "Section G"

Other Civil Matters Date: ____________

Judgment ____ ____ ____ ____ •

Judicial Outcome ____ ____ ____ ____ • x

Amount $ ____________

Suspension: Years ______ Months ______

K. Administrative Sanction Date: ____________

Subject Description Code ______ •

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year ______ Months ______

L. Asset Seizure Date: ____________

Asset Forfeiture Date: ____________

CATS # Mandatory ____________

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion

(Circle one) Date: ____________

N. Drug Seizures ✓ **Date:** ____________

Drug Code • ____________

Weight ________ Code • ________

FDIN ____________

Do not indicate $ in Section D

O. Child Victim Information

Child located / Identified Date: ____________

☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

b6
b7C

Serial No. of FD-515: 206

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-206

03/11/2008

*************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 206

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 03/11/2008
Accom Date.: 03/10/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Date of Conviction (MM/DD/YYYY) . . . .: 03/10/2008
[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: P
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)
=========================

Title	Section	Counts
26	7206	1

Form FD-515a:
Subject's Role =

Accomplishment Narrative

FD-515 (R [redacted]

[redacted] ervisor approval
(please initial)

Accomplishment Report
(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 6/19/08
Date Loaded 10-23-08
Data Loader's Initials [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☐
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __ A, B, C, D

Task Force
[redacted]

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No.: [redacted]

Stat Agent Name: [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3-Helped, substantially
4-Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			FL Mon.-ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: ______
Indictment Date: ______

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ______
Arrest Date: ______
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ____ ✓ Amount $______
Code • ____ ✓ Amount $______
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ____ ✓ Amount $______
PELP Date: ______
Code • ____ ✓ Amount $______

E. Hostage(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______

F. Conviction
☒ Federal ☐ Local ☐ International
Conviction Date: 06/03/2008
[redacted]
For 6F, G, H-Include Agency Code
☒ Felony or ☐ Misdemeanor
☐ Plea or ☒ Trial
State: NJ Judicial District: NJ Newark

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts
18	371	1
26	7206(2)	8

H. Sentence Date: ______
Sentence Type: ____, ____ •
In Jail: Years____ Months____
Suspended: Years____ Months____
Probation: Years____ Months____
Fines: $______

I. Disruption/Dismantlement: ✓
Disruption Date: ______
Dismantlement Date: ______
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______
Also Complete "Section G"
Other Civil Matters Date: ______
Judgment ____, ____ ____ ____ •
Judicial Outcome ____ ____ ____ ____ •X
Amount $______
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ______
Subject Description Code ____ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year____ Months____

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # Mandatory ______
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ______

N. Drug Seizures ✓ Date: ______
Drug Code • ______
Weight ____ Code • ____
FDIN ______
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ______
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race*	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 207

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-207

06/23/2008

*************** CONVICTION **************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 207

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 06/23/2008
Accom Date.: 06/03/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: N
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Date of Conviction (MM/DD/YYYY) . . . .: 06/03/2008

[redacted]

b7E

Federal, Local, or International (F/L/I) . . . .: F
Felony or Misdemeanor (F/M) . . . .: F

Plea or Trial (P/T) . . . .: T
Judicial State. . . . .: NJ
Judicial District . . . .: NJ

U. S. Code Violation(s)

Title	Section	Counts
18	371	1
26	7206	8

Form FD-515a:
Subject's Role =

Accomplishment Narrative

FD-515 (Rev. 12-19-06)

[redacted] Squad supervisor approval (please initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 12-4-08
Date Loaded 12/5/08
Date Loader's Initi [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)
Drugs ☐
A Fugitive ☐
Bankruptcy Fraud ☐
Computer Fraud/Abuse ☐
Corruption of Public Official ☒
Money Laundering ☐
Sub Invest Asst by FO(s) ☐

Asst. FO(s) ___ ___ ___ ___
A. B. C. D.

Task Force

[redacted]

File Number
194A-NK-109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used
1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential
For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Field Sup			UCO - Nat.Back			Vict-Witn Coor
		Aircraft Asst.			Pen Registers			NCAVC/ Vi-CAP			IO Wanted Flyer
		Computer			Photo Cover			Crim/NS Intel Asst			SARs
		Consen Mon.			Polygraph			Crisis Neg.- Fed			CART
		ELSUR / FISC			Search Warrant			Crisis Neg.- Local			Asset Forf Prog
		ELSUR / T. III			Show Money			ERT Asst.			Forf Support Proj
		Eng. Field Spt.			SOG Asst.			Butte - ITC			TFOS/CTD
		Eng. Tape Ex.			Swat Team			Sav - ITC			CXS/CTD
		Legats Asst.			Tech. Ag/Equip.			Poc - ITC			InfraGard/CyD
		Evid. Purchase			Phone Toll Rec			Ft. Mon. - ITC			OFC/CID
		Inf/CW Info			UCO - Group I			For. Lang Asst.			PPP
		Lab. Div. Exam			UCO - Group II			Non FBI Lab Ex			

A. Complaint / Information/ Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: ______
Indictment Date: ______

B. Locate / Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ______
Arrest Date: ______
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery / Restitution / PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ____ ✓ Amount $ ______
Code • ____ ✓ Amount $ ______
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ____ ✓ Amount $ ______
PELP Date: ______
Code • ____ ✓ Amount $ ______

E. Hostages(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ______
Subject Description Code ______• (______)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ______ Judicial District: ______

G. U.S. Code Violation
Required for sections A, B, F and J (Federal Only)

Title	Section	# Counts

H. Sentence Date: 12/04/2008
Sentence Type: PB ,______,______•
In Jail: Years ______ Months ______
Suspended: Years ______ Months ______
2 MONTHS HOUSE ARREST
Probation: Years 3 Months 0
Fines: $ 1,000.00
$100.00 SPECIAL ASSESSMENT

I. Disruption/Dismantlement: ✓
Disruption Date: ______
Dismantlement Date: ______
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______
Also complete "Section G"
Other Civil Matters Date: ______
Judgment ___ ___ ___ ___•
Judicial Outcome ___ ___ ___ ___•x
Amount $ ______
Suspension: Years ______ Months ______

K. Administrative Sanction Date: ______
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ____ Months ____

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # Mandatory ______
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion
(Circle one) Date: ______

N. Drug Seizures ✓ **Date:** ______
Drug Code • ______
Weight ______ Code • ______
FDIN ______
Do not indicate $ in Section D

O. Child Victim Information
Child located / identified Date: ______
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]			

b6
b7C

For Indictments/Convictions Only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
208

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-208

For Further Instructions See: MAOP, Part II, Sections 3-5 thru 3-5.3.
Revised 12-19-2006

PROPERTY CODES

01	Cash
02	Stocks, Bonds or Negot. Instruments
03	General Retail Merchandise
04	Vehicles
05	Heavy Machinery & Equipment
06	Aircraft
07	Jewelry
08	Vessels
09	Art, Antiques or Rare Collections
11	Real Property
20	All Other

SENTENCE TYPES

CP	Capital Punishment
JS	Jail Sentence
LP	Life Parole
LS	Life Sentence
NS	No Sentence (Subject is a Fugitive, Insane, has died, is a Corporation or must pay fine only)
PB	Probation
SJ	Suspension of Jail Sentence
YC	Youth Correction Act

PELP CODES

22	Counterfeit Stocks/Bonds/Currency/ Negotiable Instruments
23	Counterfeit/Pirated Sound Recordings or Motion Pictures
24	Bank Theft Scheme Aborted
25	Ransom, Extortion or Bribe Demand Aborted
26	Theft From or Fraud Against Government Scheme Aborted
27	Commercial or Industrial Theft Scheme Aborted
30	All Other

RACE CODES

A	Asian/Pacific Islander
B	Black
I	Indian/American
U	Unknown
W	White
X	Nonindividual

AGENCY CODES

AFOSI	Air Force Office of Special Investigations
ACIS	Army Criminal Investigative Service
BATF	Bureau of Alcohol, Tobacco & Firearms
BIA	Bureau of Indian Affairs
CBP	Customs and Border Protection
DCAA	Defense Contract Audit Agency
DCIS	Defense Criminal Investigative Service
DEA	Drug Enforcement Administration
DOC	Department of Corrections
DOI	Dept. of Interior
DHS	Dept. of Homeland Security
EPA	Environmental Protection Agency
FAA	Federal Aviation Administration
FDA	Food and Drug Administration
HHS	Dept. of Health & Human Services
HUD	Dept. of Housing & Urban Development
ICE	Immigration and Customs Enforcement
IRS	Internal Revenue Service
NASA	Nat'l Aeronautics & Space Admin
NBIS	Nat'l NARC Border Interdiction
NCIS	Naval Criminal Investigative Service
RCMP	Royal Canadian Mounted Police
SBA	Small Business Administration
USCG	U.S. Coast Guard
USDS	U.S. Department of State
USMS	U.S. Marshals Service
USPS	U.S. Postal Service
USSS	U.S. Secret Service
USTR	U.S. Treasury
LOC	Local
CITY	City
COUN	County
ST	State
OTHR	Other

JUDGMENT CODES

CJ	Consent Judgment
CO	Court Ordered Settlement
DF	Default Judgment
DI	Dismissal
JN	Judgment Notwithstanding
MV	Mixed Verdict
SI	Summary Judgment
VD	Verdict for Defendant
VP	Verdict for Plaintiff

JUDICIAL OUTCOME

AG	Agreement
BR	Barred/Removed
CC	Civil Contempt
DC	Disciplinary Charges
FI	Fine
PI	Preliminary Injunction
PR	Temporary Restraining Order
PS	Pre-filing Settlement
RN	Restitution
SP	Suspension
VR	Voluntary Resignation
OT	Other

SUBJECT PRIORITY

A	Subject wanted for crimes of violence (i.e., murder, manslaughter, forcible rape) against another individual or convicted of such a crime in the past five years.
B	Subject wanted for crimes involving loss or destruction of property valued in excess of $25,000 or convicted of such a crime in the past five years.
C	All other subjects.

DRUG CODES

COC	Cocaine
HER	Heroin
HSH	Hashish
KAT	Khat
LSD	LSD
MAR	Marijuana
MDM	Methylenedioxymethamphetamine
MET	Methamphetamine
MOR	Morphine
OPM	Opium
OTD	Other drugs

DRUG WEIGHT CODES

GM	Gram(s)
KG	Kilogram(s)
L	Liter(s)
ML	Milliliter(s)
P	Plant(s)
DU	Dosage Unit(s)

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME SUBJECTS

1F	Boss
1G	Underboss
1H	Consigliere
1J	Acting Boss
1K	Capodecina
1L	Soldier

KNOWN CRIMINALS

2A	Top Ten or I.O. Fugitive
2B	Top Thief
2C	Top Con Man

FOREIGN NATIONALS

3A	Legal Alien
3B	Illegal Alien
3C	Foreign Official W/out Diplomatic Immunity
3D	U.N. Employee W/out Diplomatic Immunity
3E	Foreign Student
3F	All Others

TERRORISTS

4A	Known Member of a Terrorist Organization
4B	Possible Terrorist Member or Sympathizer

UNION MEMBERS

5D	President
5E	Vice-President
5F	Treasurer
5G	Secretary/Treasurer
5H	Executive Board Member
5I	Business Agent
5J	Representative
5K	Organizer
5L	Business Manager
5M	Financial Secretary
5N	Recording Secretary
5P	Office Manager
5Q	Clerk
5R	Shop Steward
5S	Member
5T	Trustee
5U	Other

GOVERNMENT SUBJECTS
(6F, 6G, 6H- Include Agency Code)

6A	Presidential Appointee
6B	U.S. Senator/Staff
6C	U.S. Representative/Staff
6D	Federal Judge/Magistrate
6E	Federal Prosecutor
6F	Federal Law Enforcement Officer
6G	Federal Employee - GS 13 & Above
6H	Federal Employee - GS 12 & Below
6J	Governor
6K	Lt. Governor
6L	State Legislator
6M	State Judge/Magistrate

Continuation of GOVERNMENT SUBJECTS

6N	State Prosecutor
6P	State Law Enforcement Officer
6Q	State - All Others
6R	Mayor
6S	Local Legislator
6T	Local Judge/Magistrate
6U	Local Prosecutor
6V	Local Law Enforcement Officer
6W	Local-All Others
6X	County Commissioner
6Y	City Councilman

BANK EMPLOYEES

7A	Bank Officer
7B	Bank Employee

OTHERS

8A	All Other Subjects
8B	Company or Corporation

CHILD PREDATORS

9A	Child Care provider
9B	Clergy
9C	Athletic Coach
9D	Teacher/Aide
9E	Law Enforcement Personnel
9F	Counselor
9G	Relative
9H	Stranger
9I	Other

12/05/2008

*************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 208

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 12/05/2008
Accom Date.: 12/04/2008

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Type of Sentence . . . : PB
Date of Sentencing . ..: 12/04/2008
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:		
Time Suspended.:		
Probation Time.:	3	
Total Fines. . :$		1000

Accomplishment Narrative

SUBJECT [redacted] ALSO RECEIVED TWO MONTHS OF HOUSE ARREST AND A $100.00 SPECIAL ASSESSMENT

b6
b7C

[redacted]0-05)
d supervisor approval
se initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 2-11-09
Date Loaded 2/18/09
Data Loader's Initia[redacted]

b6
b7C
b7E

nt involves:
(check all that apply)

Drugs ☐
A Fugitive ☐
Bankruptcy Fraud ☐
Computer Fraud/Abuse ☐
Corruption of Public Officials ☒
Money Laundering ☐
Sub Invest Asst by FO (s) ☐

Asst. FO(s) __, __, __, __
A, B, C, D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No.: [redacted]

Stat Agent Name: [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used
1-Used, but did not help
2-Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			JO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: ______
Indictment Date: ______

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ______
Arrest Date: ______
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ____ ✓ Amount $ ______
Code • ____ ✓ Amount $ ______
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ____ ✓ Amount $ ______
PELP Date: ______
Code • ____ ✓ Amount $ ______

E. Hostage(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ______
Subject Description Code: ____ •(___)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ____, Judicial District: ____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: 02/11/2009
Sentence Type: JS, PB, ___ •
In Jail: Years ____ Months 38
Suspended: Years ____ Months ____
Probation: Years 3 Months 0
Fines: $100,000

I. Disruption/Dismantlement: ✓
Disruption Date: ______
Dismantlement Date: ______
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______
Also Complete "Section G"
Other Civil Matters Date: ______
Judgment ___ • ___ ___ ___ •
Judicial Outcome ___ ___ ___ ___ •x
Amount $ ______
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ______
Subject Description Code ____ •
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ____ Months ____

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # Mandatory ______
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ______

N. Drug Seizures ✓ Date: ______
Drug Code • ______
Weight ____ Code • ____
FDIN ______
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ______
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	[redacted]

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

Serial No. of FD-515: 209

194A-NK-109145-209

02/18/2009

*************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

b6
b7C
b7E

Case Number: 194A-NK-109145
Serial No.: 209

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 02/18/2009
Accom Date.: 02/11/2009

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Type of Sentence . . . : JS PB
Date of Sentencing . ..: 02/11/2009
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:	3	2
Time Suspended.:		
Probation Time.:	3	
Total Fines. . :$	100000	

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

[redacted] 9-06)
supervisor approval
e initial)

Accomplishment Report

(Accomplishment must be reported and loaded into
ISRAA within 30 days from date of accomplishment)

Date Prepared 5/7/09
Date Loaded 5-8-09
Date Loader's Initial [redacted]

b6
b7C
b7E

Accomplishment involves:
(check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Official ☒
- Money Laundering ☐
- Sub Invest Asst by FO(s) ☐

Asst. FO(s) __ __ __ __
A. B. C. D.

Task Force

[redacted]

File Number: 194A-OK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-?

[redacted]

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Field Sup			UCO - Nat.Back			Vict-Witn Coor
		Aircraft Asst.			Pen Registers			NCAVC/ VI-CAP			IO Wanted Flyer
		Computer			Photo Cover			Crim/NS Intel Asst			SARs
		Consen Mon.			Polygraph			Crisis Neg.- Fed			CART
		ELSUR / FISC			Search Warrant			Crisis Neg.- Local			Asset Forf Prog
		ELSUR / T. III			Show Money			ERT Asst.			Forf Support Proj
		Eng. Field Spt.			SOG Asst.			Butte - ITC			TFOS/CTD
		Eng. Tape Ex.			Swat Team			Sav - ITC			CXS/CTD
		Legats Asst.			Tech. Ag/Equip.			Poc - ITC			InfraGard/CyD
		Evid. Purchase			Phone Toll Rec			Ft. Mon. - ITC			OFC/CID
		Inf/CW Info			UCO - Group I			For. Lang Asst.			PPP
		Lab. Div. Exam			UCO - Group II			Non FBI Lab Ex			

A. Complaint / Information/ Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ____

Check if Civil Rico Complaint ☐

Information Date: ____

Indictment Date: ____

B. Locate / Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐A ☐B ☐C

Locate Date: ____

Arrest Date: ____

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ____

☐ Federal ☐ Local

D. Recovery / Restitution / PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ____

Code • ____ ✓ Amount $ ____

Code • ____ ✓ Amount $ ____

Restitution Date: ____

☐ Court Ordered ☐ Pretrial Diversion

Code • ____ ✓ Amount $ ____

PELP Date: ____

Code • ____ ✓ Amount $ ____

E. Hostages(s) Released Date: ____

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ____

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: ____

Subject Description Code ____• (____)•

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor

☐ Plea or ☐ Trial

State: ____ Judicial District: ____

G. U.S. Code Violation

Required for sections A, B, F and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: 05/06/2009

Sentence Type: PB , ____ , ____•

In Jail: Years ____ Months ____

Suspended: Years ____ Months ____

Probation: Years 3 Months 0

Fines: $ 40000

5 months home confinement, 500 hrs. community service
$100 Assessment

I. Disruption/Dismantlement: ✓

Disruption Date: ____

Dismantlement Date: ____

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____

Also complete "Section G"

Other Civil Matters Date: ____

Judgment ____ ____ ____ ____•

Judicial Outcome ____ ____ ____ ____•x

Amount $ ____

Suspension: Years ____ Months ____

K. Administrative Sanction Date: ____

Subject Description Code ____•

Type: Length:

☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ____ Months ____

L. Asset Seizure Date: ____

Asset Forfeiture Date: ____

CATS # Mandatory ____

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion

(Circle one) Date: ____

N. Drug Seizures ✓ Date: ____

Drug Code • ____

Weight ____ Code• ____

FDIN ____

Do not indicate $ in Section D

O. Child Victim Information

Child located / identified Date: ____

☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	m	[redacted]	[redacted]

b6
b7C

☐ [redacted] Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
210

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-OK-109145-210

05/08/2009

*************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 210

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 05/08/2009
Accom Date.: 05/06/2009

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Type of Sentence . . . : PB
Date of Sentencing . ..: 05/06/2009
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:		
Time Suspended.:		
Probation Time.:	3	
Total Fines. . :$	40000	

Accomplishment Narrative

IN ADDITION, [redacted] WAS SENTENCED TO FIVE MONTHS HOME CONFINEMENT; 500 COMMUNITY SERVICE HOURS AND A $100.00 ASSESSMENT

b6
b7C

~~SENSITIVE~~ / UNCLASSIFIED

[redacted]-10-05)
uad supervisor approval
ease initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 5/20/09
Date Loaded 5/21/09
Data Loader's Initials [redacted]

b6
b7C
b7E

ent involves:
(check all that apply)

Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Officials	☒
Money Laundering	☐
Sub Invest Asst by FO (s)	☐

Asst. FO(s) ___, ___, ___, ___
A, B, C, D

Task Force
[redacted]

[redacted]

File Number
194A-NK-109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legals Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ____________
Check if Civil Rico Complaint ☐
Information Date: ____________
Indictment Date: ____________

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ____________
Arrest Date: ____________
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____________
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ____________
Code •______✓ Amount $__________
Code •______✓ Amount $__________
Restitution Date: ____________
☐ Court Ordered ☐ Pretrial Diversion
Code •______✓ Amount $__________
PELP Date: ____________
Code •______✓ Amount $__________

E. Hostage(s) Released Date: ____________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____________

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ____________
Subject Description Code:______•(____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ________ Judicial District: ________

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: 05/20/2009
Sentence Type: PB ,____,____•
In Jail: Years______ Months______
Suspended: Years______ Months______
Probation: Years 3 Months 0
Fines: $ 40,000.00
8 months Home confinement
500 Hours community serv/126

I. Disruption/Dismantlement: ✓
Disruption Date: ____________
Dismantlement Date: ____________
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________
Also Complete "Section G"
Other Civil Matters Date: ____________
Judgment ___ ___ ___ ___•
Judicial Outcome ___ ___ ___ ___•x
Amount $____________
Suspension: Years _____ Months _____

K. Administrative Sanction Date: ____________
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year_____ Months_____

L. Asset Seizure Date: ____________
Asset Forfeiture Date: ____________
CATS # Mandatory ____________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ____________

N. Drug Seizures ✓ Date: ____________
Drug Code •____________
Weight __________ Code •________
FDIN ____________
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ____________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]			

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
211

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-211

05/21/2009

**************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 211

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 05/21/2009 b6
Accom Date.: 05/20/2009 b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II
UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Type of Sentence . . . : PB
Date of Sentencing . ..: 05/20/2009
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:		
Time Suspended.:		
Probation Time.:	3	
Total Fines. . :$	40000	

Accomplishment Narrative

IN ADDITION TO THREE YEARS PROBATION, [redacted] RECEIVED EIGHT MONTHS HOME CONFINEMENT AND 500 HOURS OF COMMUNITY SERVICE b6 b7C

~~SENSITIVE~~ / UNCLASSIFIED

[redacted] -10-05)
[redacted] uad supervisor approval
[redacted] ase initial)

b6
b7C
b7E

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA
within 30 days from date of accomplishment)

Date Prepared 5-22-09
Date Loaded 6/5/09
Data Loader's Initials [redacted]

[redacted] ent involves:
(check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Officials ☒
- Money Laundering ☐
- Sub Invest Asst by FO (s) ☐

Asst. FO(s) ___A, ___B, ___C, ___D

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

[redacted]

Investigative Assistance or Technique Used

1-Used, but did not help
2-Helped, minimally
3 - Helped, substantially
4 - Absolutely essential
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- ITC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim/NS Intel Asst			IO Wanted Flyer
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			SARs
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			CART
		Eng. Tape Ex			SOG Asst.			ERT Asst.			Asset Forf Prog
		Legats Asst.			Swat Team			Butte - ITC			Forf Support Proj
		Evid Purchase			Tech. Ag/Equip.			Sav - ITC			TFOS/CTD
		Inf/CW Info			Phone Toll Rec			Poc - ITC			CXS/CTD

A. Complaint / Information / Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ______
Check if Civil Rico Complaint ☐
Information Date: ______
Indictment Date: ______

B. Locate/ Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ______
Arrest Date: ______
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ______
☐ Federal ☐ Local

D. Recovery/Restitution/PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ______
Code • ____ ✓ Amount $ ______
Code • ____ ✓ Amount $ ______
Restitution Date: ______
☐ Court Ordered ☐ Pretrial Diversion
Code • ____ ✓ Amount $ ______
PELP Date: ______
Code • ____ ✓ Amount $ ______

E. Hostage(s) Released Date: ______
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ______

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ______
Subject Description Code: ____•(____)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ____ Judicial District: ____

G. U.S. Code Violation
Required for sections A,B,F,and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: 05/22/2009
Sentence Type: PB ____ •
In Jail: Years ____ Months ____
Suspended: Years ____ Months ____
Probation: Years 2 Months 00
Fines: $ 3000.00

I. Disruption/Dismantlement: ✓
Disruption Date: 05/22/2009
Dismantlement Date: ______
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ______
Also Complete "Section G"
Other Civil Matters Date: ______
Judgment ____• ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•X
Amount $ ______
Suspension: Years ____ Months ____

K. Administrative Sanction Date: ______
Subject Description Code ____•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ____ Months ____

L. Asset Seizure Date: ______
Asset Forfeiture Date: ______
CATS # Mandatory ______
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/Dismissal/Pretrial Diversion
(circle one) Date: ______

N. Drug Seizures ✓ Date: ______
Drug Code • ______
Weight ____ Code • ____
FDIN ______
Do not indicate $ value in Section D

O. Child Victim Information
Child located/identified Date: ______
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L, and N.

Name	Race*	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 212

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1m and PELP over $5, disruption, dismantlement, and drug seizures.

194A-NK-109145-212

FD-515a (Rev. 6-19-00)

Supplemental Page to the Accomplishment Report (FD-515)

For Indictments/Convictions only:

Subject related to an LCN, Asian Organized Crime, Italian Organized Crime, Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group- Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group- Complete FD-515a, Side 1 Blocks A-C only

A. Name of Subject [redacted] B. Field Office NK Field Office File No. 197A-NK-109145

b6
b7C

C. Role ☐ Leadership (L) ☐ Member (M)
☒ Associate (A) ☐ Other (O)

D. **Criminal Activity** - Indicate the primary criminal activity which resulted in the reported indictment and/or conviction. (Indicate only one activity.)

☐ Labor Racketeering (LR) (See Section F and H if applicable)
☒ Corruption (CR) (See Section G if applicable)
☐ Illegal Gambling (IG)
☐ Other (OT), specify
☐ Extortion (EX)
☐ Loansharking (LS)
☐ Drugs (DR)

E. **Organized Criminal Group**

1. LCN: ☐ Member (MEM) ☐ Associate (ASO)

☐ BF
☐ CG
☐ CV
☐ DN
☐ DE
☐ KC
☐ LA
☐ MW
☐ NK-De Cavalcante
☐ NE-New England-Patriarca
☐ NO
☐ NY-Bonanno (BO)
☐ NY-Colombo (CO)
☐ NY-Gambino (GA)
☐ NY-Genovese (GE)
☐ NY-Luchese (LU)
☐ PH
☐ PX
☐ PG
☐ PI-Pittson-Bufalino
☐ RC-Rochester
☐ SF
☐ SO-San Jose
☐ SL
☐ TP

Position:

☐ Boss (1F)
☐ Underboss (1G)
☐ Consigliere (1H)
☐ Acting Boss (1J)
☐ Capo (1K)
☐ Soldier (1L)

2. Other Non-LCN OC Groups, specify ☐ Member (M) ☐ Associate (A)

F. **Business Influenced/Affected** (If applicable) Indicate below if the subject's criminal activity influenced or affected a particular trade or industry:

☐ Toxic Waste (TW)
☐ Carting (CR)
☐ Vending (VN)
☒ Other (OT) specify REAL ESTATE
☐ Building Trades (BT)
☐ Meat/Poultry/Fish (MT)
☐ Shipping (SH)
☐ Entertainment (ET)
☐ Garment (GR)
☐ Trucking/Trans (TT)
☐ Hotel/Restaurant (HR)

Name of company subject connected with KUSHNER COMPANIES

G. **Elected/Appointed Public Officials** - Complete if subject was a public official at time of indictment and/or conviction. Indicate one from each category.

Level - ☐ Federal (FD) ☐ State (ST) ☐ Local (LO)
Branch - ☐ Executive (EX) ☐ Legislative (LE) ☐ Judicial (JD)

Position/Title:

☐ Governor (6J)
☐ Lt. Governor (6K)
☐ Mayor (6R)
☐ County Comm (6X)
☐ City (6Y)
☐ Senator/Staff (6B)
☐ House of Rep/Staff (6C)
☐ Judge/Magistrate (6D), (6M), (6T)
☐ Prosecutor (6E), (6N), (6U)
☐ Law Enforcement Officer (6F), (6P), (6V)
☐ Other (6Q), (6W), specify

H. **Union Members or Officials** - If the subject was a Union member or official at the time of indictment and/or conviction, indicate the highest position the subject held/holds in the Union and the Union's name.

Name of Union

Union Affiliation:

☐ Teamsters (TM) ☐ Hotel and Restaurant Employee (HR) ☐ Laborers International (LI) ☐ Longshoremans Association (LA)

☐ Other (OT), specify

Level - ☐ International (IN) ☐ Conference (CF) ☐ Council (CN) ☐ Local (LC) -Local No.

Position:

☐ Pres (5D)
☐ Vice Pres (5E)
☐ Tres (5F)
☐ Other (5U), specify
☐ Sec/Treas (5G)
☐ Ex Brd Memb (5H)
☐ Bus Agt (5I)
☐ Repr (5J)
☐ Orgzr (5K)
☐ Bus Mgr (5L)
☐ Fin Sec (5M)
☐ Rec Sec (5N)
☐ Off Mgr (5P)
☐ Clerk (5Q)
☐ Shop Stew (5R)
☐ Memb (5S)
☐ Trustee (5T)

DISRUPTION OR DISMANTLEMENT OF AN ORGANIZATION

Supplemental Page to the Accomplishment Report (FD-515)

This supplemental page is ONLY required with the FD-515 when a field office is claiming either a disruption or dismantlement of an organization.

A. Definitions:

An *organization* **is a group of individuals** with an identified hierarchy engaged in significant criminal activity. These organizations often engage in multiple criminal enterprises and have extensive supporting networks.

A *disruption* occurs when the usual operation of an identified organization is significantly impacted so that it is temporarily unable to conduct criminal operations **for a significant period of time.** This disruption must be the result of an affirmative law enforcement action, including, but not limited to, an arrest, indictment, or conviction of the organization's leadership, or a substantial seizure of the organization's assets.

A *dismantlement* occurs when an identified organization is incapacitated to the point that it is no longer capable of operating as a coordinated criminal enterprise. The dismantlement must be the result of an affirmative law enforcement action, including, but not limited to, the arrest, indictment and conviction of all or most of its principal leadership, the elimination of its criminal enterprises and supporting networks, and the seizure of its assets. **The organization must be impacted to the extent that it is incapable of re-forming with its original ability to conduct criminal activity.**

B. Reporting limitations:

More than one organization may be investigated under the same file number; however, each organization must be individually identified. **An organization can only be dismantled once.** A dismantled organization cannot subsequently be disrupted. An organization cannot be disrupted more than once on the same day. An affirmative law enforcement action resulting in multiple arrests, seizures, indictments, or convictions of an organization's members should be reported as one disruption or one dismantlement of that organization, depending on the impact on the organization.

C. Identity of organization: KUSHNER COMPANY

☒ Disrupted ☐ Dismantled

The organization must be identified by a specific name, which may be the proper name of the organization's leader or the organization's identifying title. The organization's name must not describe a specific geographic region. After the organization has been named, the same name must be used each time a disruption or dismantlement is claimed.

D. Identify the scope of the organization disrupted or dismantled:

☐ International (I) ☐ National (N) ☒ Regional (R) ☐ Local (L)

E. Describe the event(s) and how they disrupted or dismantled the targeted organization. For a claim of disruption or dismantlement, an affirmative law enforcement action must impact the organization, not just an individual. Simply listing individuals arrested, indicted or convicted, property seized, assets forfeited, etc., is not sufficient. **A concise narrative describing the relevant affirmative law enforcement action AND the resulting impact on the organization must accompany each disruption and each dismantlement.**

ON 05/22/2009, [redacted] FORMER EMPLOYEE OF KUSHNER COMPANY, WAS SENTENCED FOR HIS ACTION IN A MULTI-MILLION DOLLAR TAX EVASION SCHEME WITH CO-CONSPIRATORS, CHARLES KUSHNER, [redacted]. HIS GUILTY PLEA AND SUBSEQUENT SENTENCING PREVENT HIM FROM PARTICIPATING IN THE FRAUD SCHEME.

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b7C

06/05/2009

*************** SENTENCING ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 212

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 06/05/2009
Accom Date.: 05/22/2009

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Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

[redacted]

Subject Name

[redacted]

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS
LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II
UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX
VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

Type of Sentence . . . : PB
Date of Sentencing . ..: 05/22/2009
Federal, Local, or International (F/L/I): F

	Year	Month
Time in Jail. .:		
Time Suspended.:		
Probation Time.:	2	
Total Fines. . :$	3000	

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

06/05/2009

*************** DISRUPTION ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 212

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 06/05/2009
Accom Date.: 05/22/2009

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted] [redacted]

Subject Name
----

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RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

DATE OF ACCOMPLISHMENT: 20090522
ORGANIZATION DISRUPTED: KUSHNER COMPANIES
SCOPE OF ORGANIZATION: REGIONAL

Accomplishment Narrative

ON 05/22/2009, [redacted] FORMER EMPLOYEE OF KUSHNER COMPANY, WAS SENTENCED FOR HIS ACTION IN A MULTIMILLION DOLLAR TAX EVASION SCHEME WITH CO-CONSPIRATORS, CHARLES KUSHNER, [redacted] AND [redacted] HIS GUILTY PLEA AND SUBSEQUENT SENTENCING PREVENT HIM FROM PARTICIPATING IN THE FRAUD SCHEME

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~~SENSITIVE~~ / UNCLASSIFIED

[redacted] -19-06)
[redacted] ad supervisor approval
[redacted] ase initial)

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Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 08/28/2009
Date Loaded 9/2/09
Date Loader's Initia [redacted]

Accomplishment involves: (check all that apply)	
Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Official	☒
Money Laundering	☐
Sub Invest Asst by FO(s)	☐

Asst. FO(s) ___ ___ ___ ___
A. B. C. D.

Task Force

[redacted]

File Number
194A-NK-109145

Stat Agent Soc. Sec. No.
[redacted]

Stat Agent Name
[redacted]

RA	Squad
	C-8

Assisting Agents Soc. Sec. No. x
1. - -
Name:
2. - -
Name:

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Field Sup			UCO - Nat.Back			Vict-Witn Coor
		Aircraft Asst.			Pen Registers			NCAVC/ Vi-CAP			IO Wanted Flyer
		Computer			Photo Cover			Crim/NS Intel Asst			SARs
		Consen Mon.			Polygraph			Crisis Neg.- Fed			CART
		ELSUR / FISC			Search Warrant			Crisis Neg.- Local			Asset Forf Prog
		ELSUR / T. III			Show Money			ERT Asst.			Forf Support Proj
		Eng. Field Spt.			SOG Asst.			Butte - ITC			TFOS/CTD
		Eng. Tape Ex.			Swat Team			Sav - ITC			CXS/CTD
		Legats Asst.			Tech. Ag/Equip.			Poc - ITC			InfraGard/CyD
		Evid. Purchase			Phone Toll Rec			Ft. Mon. - ITC			OFC/CID
		Inf/CW Info			UCO - Group I			For. Lang Asst.			PPP
		Lab. Div. Exam			UCO - Group II			Non FBI Lab Ex			

A. Complaint / Information/ Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: ____________
Check if Civil Rico Complaint ☐
Information Date: ____________
Indictment Date: ____________

B. Locate / Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐ A ☐ B ☐ C
Locate Date: ____________
Arrest Date: ____________
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: ____________
☐ Federal ☐ Local

D. Recovery / Restitution / PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: ____________
Code • _____ ✓ Amount $ ________
Code • _____ ✓ Amount $ ________
Restitution Date: ____________
☐ Court Ordered ☐ Pretrial Diversion
Code • _____ ✓ Amount $ ________
PELP Date: ____________
Code • _____ ✓ Amount $ ________

E. Hostages(s) Released Date: ____________
Released by: ☐ Terrorist ☐ Other
Number of Hostages: ____________

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: ____________
Subject Description Code ______• (______)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ________ Judicial District: ________

G. U.S. Code Violation
Required for sections A, B, F and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: ____________
Sentence Type: ______ , ______ , ______•
In Jail: Years ______ Months ______
Suspended: Years ______ Months ______
Probation: Years ______ Months ______
Fines: $ ____________

I. Disruption/Dismantlement: ✓
Disruption Date: ____________
Dismantlement Date: 02/11/2009
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ____________
Also complete "Section G"
Other Civil Matters Date: ____________
Judgment ____ ____ ____•
Judicial Outcome ____ ____ ____ ____•x
Amount $ ____________
Suspension: Years ______ Months ______

K. Administrative Sanction Date: ____________
Subject Description Code ______•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ______ Months ______

L. Asset Seizure Date: ____________
Asset Forfeiture Date: ____________
CATS # Mandatory ____________
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion
(Circle one) Date: ____________

N. Drug Seizures ✓ **Date:** ____________
Drug Code • ____________
Weight ________ Code • ________
FDIN ____________
Do not indicate $ in Section D

O. Child Victim Information
Child located / identified Date: ____________
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

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For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515
213

x Additional Information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-213

FD-515a (Rev. 12-5-2008)

Supplemental Page to the Accomplishment Report (FD-515)

For Indictments/Convictions only:
Subject related to an LCN, Asian Organized Crime, Italian Organized Crime, Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group-Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group-Complete FD-515a, Side 1 Blocks A-C only

A. Name of Subject [redacted] B. Field Office NK Field Office File No. 194A-NK-109145

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C. Role ☒ Leadership (L) ☐ Member (M)
☐ Associate (A) ☐ Other (O)

D. Criminal Activity - Indicate the primary criminal activity which resulted in the reported indictment and/or conviction. (Indicate only one activity.)
☐ Labor Racketeering (LR) (See Section F and H if applicable)
☒ Corruption (CR) (See Section G if applicable)
☐ Illegal Gambling (IG)
☐ Other (OT), specify
☐ Extortion (EX)
☐ Loansharking (LS)
☐ Drugs (DR)

E. Organized Criminal Group
1. LCN: ☐ Member (MEM) ☐ Associate (ASO)
☐ BF
☐ CG
☐ CV
☐ DN
☐ DE
☐ KC
☐ LA
☐ MW
☐ NK-De Cavalcante
☐ NE-New England-Patriarca
☐ NO
☐ NY-Bonanno (BO)
☐ NY-Colombo (CO)
☐ NY-Gambino (GA)
☐ NY-Genovese (GE)
☐ NY-Luchese (LU)
☐ PH
☐ PX
☐ PG
☐ PI-Pittson-Bufalino
☐ RC-Rochester
☐ SF
☐ SO-San Jose
☐ SL
☐ TP

Position:
☐ Boss (1F)
☐ Underboss (1G)
☐ Consigliere (1H)
☐ Acting Boss (1J)
☐ Capo (1K)
☐ Soldier (1L)

2. Other Non-LCN OC Groups, specify ☐ Member (M) ☐ Associate (A)

F. Business Influenced/Affected (If applicable) Indicate below if the subject's criminal activity influenced or affected a particular trade or industry:
☐ Toxic Waste (TW)
☐ Carting (CR)
☐ Vending (VN)
☒ Other (OT) specify REAL ESTATE
☐ Building Trades (BT)
☐ Meat/Poultry/Fish (MT)
☐ Shipping (SH)
☐ Entertainment (ET)
☐ Garment (GR)
☐ Trucking/Trans (TT)
☐ Hotel/Restaurant (HR)

Name of company subject connected with KUSHNER COMPANIES

G. Elected/Appointed Public Officials - Complete if subject was a public official at time of indictment and/or conviction. Indicate one from each category.
Level - ☐ Federal (FD) ☐ State (ST) ☐ Local (LO)
Branch - ☐ Executive (EX) ☐ Legislative (LE) ☐ Judicial (JD)

Position/Title:
☐ Governor (6J)
☐ Lt. Governor (6K)
☐ Mayor (6R)
☐ County Comm (6X)
☐ City (6Y)
☐ Senator/Staff (6B)
☐ House of Rep/Staff (6C)
☐ Judge/Magistrate (6D), (6M), (6T)
☐ Prosecutor (6E), (6N), (6U)
☐ Law Enforcement Officer (6F), (6P), (6V)
☐ Other (6Q), (6W), specify

H. Union Members or Officials - If the subject was a Union member or official at the time of indictment and/or conviction, indicate the highest position the subject held/holds in the Union and the Union's name.

Name of Union

Union Affiliation:
☐ Teamsters (TM) ☐ Hotel and Restaurant Employee (HR) ☐ Laborers International (LI) ☐ Longshoremans Association (LA)

☐ Other (OT), specify

Level - ☐ International (IN) ☐ Conference (CF) ☐ Council (CN) ☐ Local (LC) -Local No.

Position:
☐ Pres (5D)
☐ Vice Pres (5E)
☐ Tres (5F)
☐ Other (5U), specify
☐ Sec/Treas (5G)
☐ Ex Brd Memb (5H)
☐ Bus Agt (5I)
☐ Repr (5J)
☐ Orgzr (5K)
☐ Bus Mgr (5L)
☐ Fin Sec (5M)
☐ Rec Sec (5N)
☐ Off Mgr (5P)
☐ Clerk (5Q)
☐ Shop Stew (5R)
☐ Memb (5S)
☐ Trustee (5T)

DISRUPTION OR DISMANTLEMENT OF AN ORGANIZATION

Supplemental Page to the Accomplishment Report (FD-515)

This supplemental page is ONLY required with the FD-515 when a field office is claiming either a disruption or dismantlement of an organization.

A. Definitions:

An *organization* **is a group of individuals** with an identified hierarchy engaged in significant criminal activity. These organizations often engage in multiple criminal enterprises and have extensive supporting networks.

A *disruption* occurs when the usual operation of an identified organization is significantly impacted so that it is temporarily unable to conduct criminal operations **for a significant period of time.** This disruption must be the result of an affirmative law enforcement action, including, but not limited to, an arrest, indictment, or conviction of the organization's leadership, or a substantial seizure of the organization's assets.

A *dismantlement* occurs when an identified organization is incapacitated to the point that it is no longer capable of operating as a coordinated criminal enterprise. The dismantlement must be the result of an affirmative law enforcement action, including, but not limited to, the arrest, indictment and conviction of all or most of its principal leadership, the elimination of its criminal enterprises and supporting networks, and the seizure of its assets. **The organization must be impacted to the extent that it is incapable of re-forming with its original ability to conduct criminal activity.**

B. Reporting limitations:

More than one organization may be investigated under the same file number; however, each organization must be individually identified. **An organization can only be dismantled once.** A dismantled organization cannot subsequently be disrupted. An organization cannot be disrupted more than once on the same day. An affirmative law enforcement action resulting in multiple arrests, seizures, indictments, or convictions of an organization's members should be reported as one disruption or one dismantlement of that organization, depending on the impact on the organization.

C. Identity of organization: KUSHNER COMPANIES

☐ Disrupted ☒ Dismantled

The organization must be identified by a specific name, which may be the proper name of the organization's leader or the organization's identifying title. The organization's name must not describe a specific geographic region. After the organization has been named, the same name must be used each time a disruption or dismantlement is claimed.

D. Identify the scope of the organization disrupted or dismantled:

☐ International (I) ☐ National (N) ☒ Regional (R) ☐ Local (L)

E. Terrorism Disruptions

Terrorism Disruptions occur when an intelligence or a law enforcement action alters or impedes the normal and effective operations of an individual, group, organization or enterprise engaged in terrorism or activities in preparation or in support thereof.

Types

☐ Plot ☐ Material Support ☐ Other

- ☐ Homeland
- ☐ Non Homeland

F. Describe the event(s) and how they disrupted or dismantled the targeted organization. For a claim of disruption or dismantlement, an affirmative law enforcement action must impact the organization, not just an individual. Simply listing individuals arrested, indicted or convicted, property seized, assets forfeited, etc., is not sufficient. **A concise narrative describing the relevant affirmative law enforcement action AND the resulting impact on the organization must accompany each disruption and each dismantlement.**

On 02/11/2009, [redacted] a leader of the KUSHNER COMPANIES was sentenced for his involvement in a multi-million dollar corporate tax evasion case, in which KUSHNER COMPANIES inappropriately claimed tax deductions, with co-conspirators, [redacted] [redacted] and CHARLES KUSHNER. [redacted] sentencing prevented him from participating in the fraud scheme.

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09/02/2009

************* DISMANTLEMENT ***************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 213

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 09/02/2009
Accom Date.: 02/11/2009

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b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

Assisting Agents SOC

Subject Name

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

DATE OF ACCOMPLISHMENT: 20090211
ORGANIZATION DISMANTLED: KUSHNER COMPANIES
SCOPE OF ORGANIZATION: REGIONAL

Accomplishment Narrative

ON 2/11/2009, [redacted] A LEADER OF THE KUSHNER COMPANIES, WAS SENTENCED FOR HIS INVOLVEMENT IN A MULTI-MILLION DOLLAR CORPORATE TAX EVASION CASE, IN WHICH KUSHNER COMPANIES INAPPROPRIATELY CLAIMED TAX DEDUCTIONS, WITH CO-CONSPIRATORS, [redacted] AND CHARLES KUSHNER. [redacted] SENTENCING PREVENTED HIM FROM PARTICIPATING IN THE FRAUD SCHEME

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[redacted] 12-19-06)

[redacted] uad supervisor approval
ease initial)

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b7E

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 08/28/2009
Date Loaded 9/3/09
Date Loader's Initial [redacted]

Accomplishment involves: (check all that apply)

Drugs	☐
A Fugitive	☐
Bankruptcy Fraud	☐
Computer Fraud/Abuse	☐
Corruption of Public Official	☒
Money Laundering	☐
Sub Invest Asst by FO(s)	☐

Asst. FO(s) A. ___ B. ___ C. ___ D. ___

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

Assisting Agents Soc. Sec. No. x
1. - -
Name:
2. - -
Name:

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Field Sup			UCO - Nat Back			Vict-Witn Coor
		Aircraft Asst.			Pen Registers			NCAVC/ VI-CAP			IO Wanted Flyer
		Computer			Photo Cover			Crim/NS Intel Asst			SARs
		Consen Mon.			Polygraph			Crisis Neg.- Fed			CART
		ELSUR / FISC			Search Warrant			Crisis Neg.- Local			Asset Forf Prog
		ELSUR / T. III			Show Money			ERT Asst.			Forf Support Proj
		Eng. Field Spt.			SOG Asst.			Butte - ITC			TFOS/CTD
		Eng. Tape Ex.			Swat Team			Sav - ITC			CXS/CTD
		Legats Asst.			Tech. Ag/Equip.			Poc - ITC			InfraGard/CyD
		Evid. Purchase			Phone Toll Rec			Ft. Mon. - ITC			OFC/CID
		Inf/CW Info			UCO - Group I			For. Lang Asst.			PPP
		Lab. Div. Exam			UCO - Group II			Non FBI Lab Ex			

A. Complaint / Information/ Indictment

☐ Federal ☐ Local ☐ International

Complaint Date: ___

Check if Civil Rico Complaint ☐

Information Date: ___

Indictment Date: ___

B. Locate / Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date: ___

Arrest Date: ___

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons Date: ___

☐ Federal ☐ Local

D. Recovery / Restitution / PELP X

☐ Federal ☐ Local ☐ International

Recovery Date: ___

Code • ___ ✓ Amount $ ___

Code • ___ ✓ Amount $ ___

Restitution Date: ___

☐ Court Ordered ☐ Pretrial Diversion

Code • ___ ✓ Amount $ ___

PELP Date: ___

Code • ___ ✓ Amount $ ___

E. Hostages(s) Released Date: ___

Released by: ☐ Terrorist ☐ Other

Number of Hostages: ___

F. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: ___

Subject Description Code ___ • (___)•

For 6F, G, H-Include Agency Code

☐ Felony or ☐ Misdemeanor

☐ Plea or ☐ Trial

State: ___ Judicial District: ___

G. U.S. Code Violation

Required for sections A, B, F and J (Federal Only)

Title	Section	# Counts

H. Sentence Date: ___

Sentence Type: ___ , ___ , ___ •

In Jail: Years ___ Months ___

Suspended: Years ___ Months ___

Probation: Years ___ Months ___

Fines: $ ___

I. Disruption/Dismantlement: ✓

Disruption Date: 05/06/2009

Dismantlement Date: ___

Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: ___

Also complete "Section G"

Other Civil Matters Date: ___

Judgment ___ ___ ___ ___ •

Judicial Outcome ___ ___ ___ •x

Amount $ ___

Suspension: Years ___ Months ___

K. Administrative Sanction Date: ___

Subject Description Code ___ •

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment or

☐ Injunction Year ___ Months ___

L. Asset Seizure Date: ___

Asset Forfeiture Date: ___

CATS # Mandatory ___

Circle below one of the three asset forfeiture:

Admin, Civil Judicial, or Criminal

Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion

(Circle one) Date: ___

N. Drug Seizures ✓ **Date:** ___

Drug Code • ___

Weight ___ Code • ___

FDIN ___

Do not indicate $ in Section D

O. Child Victim Information

Child located / identified Date: ___

☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	W	M	[redacted]	

b6
b7C

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.

☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 214

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-214

FD-515a (Rev. 12-5-2008)

Supplemental Page to the Accomplishment Report (FD-515)

For Indictments/Convictions only:
Subject related to an LCN, Asian Organized Crime, Italian Organized Crime, Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group- Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group- Complete FD-515a, Side 1 Blocks A-C only

A. Name of Subject [redacted] **B. Field Office** NK **Field Office File No.** 194A-NK-109145

b6
b7C

C. Role ☒ Leadership (L) ☐ Member (M)
☐ Associate (A) ☐ Other (O)

D. Criminal Activity - Indicate the primary criminal activity which resulted in the reported indictment and/or conviction. (Indicate only one activity.)
☐ Labor Racketeering (LR) (See Section F and H if applicable)
☒ Corruption (CR) (See Section G if applicable)
☐ Illegal Gambling (IG)
☐ Other (OT), specify ____
☐ Extortion (EX)
☐ Loansharking (LS)
☐ Drugs (DR)

E. Organized Criminal Group
1. LCN: ☐ Member (MEM) ☐ Associate (ASO)
☐ BF
☐ CG
☐ CV
☐ DN
☐ DE
☐ KC
☐ LA
☐ MW
☐ NK-De Cavalcante
☐ NE-New England-Patriarca
☐ NO
☐ NY-Bonanno (BO)
☐ NY-Colombo (CO)
☐ NY-Gambino (GA)
☐ NY-Genovese (GE)
☐ NY-Luchese (LU)
☐ PH
☐ PX
☐ PG
☐ PI-Pittson-Bufalino
☐ RC-Rochester
☐ SF
☐ SO-San Jose
☐ SL
☐ TP

Position:
☐ Boss (1F)
☐ Underboss (1G)
☐ Consigliere (1H)
☐ Acting Boss (1J)
☐ Capo (1K)
☐ Soldier (1L)

2. Other Non-LCN OC Groups, specify ____ ☐ Member (M) ☐ Associate (A)

F. Business Influenced/Affected (If applicable) Indicate below if the subject's criminal activity influenced or affected a particular trade or industry:
☐ Toxic Waste (TW)
☐ Carting (CR)
☐ Vending (VN)
☒ Other (OT) specify REAL ESTATE
☐ Building Trades (BT)
☐ Meat/Poultry/Fish (MT)
☐ Shipping (SH)
☐ Entertainment (ET)
☐ Garment (GR)
☐ Trucking/Trans (TT)
☐ Hotel/Restaurant (HR)

Name of company subject connected with KUSHNER COMPANIES

G. Elected/Appointed Public Officials - Complete if subject was a public official at time of indictment and/or conviction. Indicate one from each category.
Level - ☐ Federal (FD) ☐ State (ST) ☐ Local (LO)
Branch - ☐ Executive (EX) ☐ Legislative (LE) ☐ Judicial (JD)

Position/Title:
☐ Governor (6J)
☐ Lt. Governor (6K)
☐ Mayor (6R)
☐ County Comm (6X)
☐ City (6Y)
☐ Senator/Staff (6B)
☐ House of Rep/Staff (6C)
☐ Judge/Magistrate (6D), (6M), (6T)
☐ Prosecutor (6E), (6N), (6U)
☐ Law Enforcement Officer (6F), (6P), (6V)
☐ Other (6Q), (6W), specify ____

H. Union Members or Officials - If the subject was a Union member or official at the time of indictment and/or conviction, indicate the highest position the subject held/holds in the Union and the Union's name.

Name of Union ____

Union Affiliation:
☐ Teamsters (TM) ☐ Hotel and Restaurant Employee (HR) ☐ Laborers International (LI) ☐ Longshoremans Association (LA)

☐ Other (OT), specify ____

Level - ☐ International (IN) ☐ Conference (CF) ☐ Council (CN) ☐ Local (LC) -Local No. ____

Position:
☐ Pres (5D)
☐ Vice Pres (5E)
☐ Tres (5F)
☐ Other (5U), specify ____
☐ Sec/Treas (5G)
☐ Ex Brd Memb (5H)
☐ Bus Agt (5I)
☐ Repr (5J)
☐ Orgzr (5K)
☐ Bus Mgr (5L)
☐ Fin Sec (5M)
☐ Rec Sec (5N)
☐ Off Mgr (5P)
☐ Clerk (5Q)
☐ Shop Stew (5R)
☐ Memb (5S)
☐ Trustee (5T)

DISRUPTION OR DISMANTLEMENT OF AN ORGANIZATION
Supplemental Page to the Accomplishment Report (FD-515)

This supplemental page is ONLY required with the FD-515 when a field office is claiming either a disruption or dismantlement of an organization.

A. Definitions:

An *organization* **is a group of individuals** with an identified hierarchy engaged in significant criminal activity. These organizations often engage in multiple criminal enterprises and have extensive supporting networks.

A *disruption* occurs when the usual operation of an identified organization is significantly impacted so that it is temporarily unable to conduct criminal operations **for a significant period of time.** This disruption must be the result of an affirmative law enforcement action, including, but not limited to, an arrest, indictment, or conviction of the organization's leadership, or a substantial seizure of the organization's assets.

A *dismantlement* occurs when an identified organization is incapacitated to the point that it is no longer capable of operating as a coordinated criminal enterprise. The dismantlement must be the result of an affirmative law enforcement action, including, but not limited to, the arrest, indictment and conviction of all or most of its principal leadership, the elimination of its criminal enterprises and supporting networks, and the seizure of its assets. **The organization must be impacted to the extent that it is incapable of re-forming with its original ability to conduct criminal activity.**

B. Reporting limitations:

More than one organization may be investigated under the same file number; however, each organization must be individually identified. **An organization can only be dismantled once.** A dismantled organization cannot subsequently be disrupted. An organization cannot be disrupted more than once on the same day. An affirmative law enforcement action resulting in multiple arrests, seizures, indictments, or convictions of an organization's members should be reported as one disruption or one dismantlement of that organization, depending on the impact on the organization.

C. Identity of organization: KUSHNER COMPANIES

☒ Disrupted ☐ Dismantled

The organization must be identified by a specific name, which may be the proper name of the organization's leader or the organization's identifying title. The organization's name must not describe a specific geographic region. After the organization has been named, the same name must be used each time a disruption or dismantlement is claimed.

D. Identify the scope of the organization disrupted or dismantled:

☐ International (I) ☐ National (N) ☒ Regional (R) ☐ Local (L)

E. Terrorism Disruptions

Terrorism Disruptions occur when an intelligence or a law enforcement action alters or impedes the normal and effective operations of an individual, group, organization or enterprise engaged in terrorism or activities in preparation or in support thereof.

Types

- ☐ Plot
  - ☐ Homeland
  - ☐ Non Homeland
- ☐ Material Support
- ☐ Other

F. Describe the event(s) and how they disrupted or dismantled the targeted organization. For a claim of disruption or dismantlement, an affirmative law enforcement action must impact the organization, not just an individual. Simply listing individuals arrested, indicted or convicted, property seized, assets forfeited, etc., is not sufficient. **A concise narrative describing the relevant affirmative law enforcement action AND the resulting impact on the organization must accompany each disruption and each dismantlement.**

On 05/06/2009, [redacted] [redacted] was sentenced for his involvement in a multi-million dollar corporate tax evasion case, in which KUSHNER COMPANIES inappropriately claimed tax deductions, with co-conspirators [redacted] [redacted] and CHARLES KUSHNER. [redacted] sentencing prevented him from participating in the fraud scheme.

b6
b7C

09/03/2009

*************** DISRUPTION ****************

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 214

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 09/03/2009
Accom Date.: 05/06/2009

b6
b7C
b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . . . : N

[redacted]

Assisting Agents SOC

Subject Name

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

DATE OF ACCOMPLISHMENT: 20090506
ORGANIZATION DISRUPTED: KUSHNER COMPANIES
SCOPE OF ORGANIZATION: REGIONAL

Accomplishment Narrative

ON 05/06/2009, [redacted] [redacted] WAS SENTENCED FOR HIS INVOLVEMENT IN A MULTI-MILLION DOLLAR CORPORATE TAX EVASION CASE IN WHICH KUSHNER COMPANIES INAPPROPRIATELY CLAIMED TAX DEDUCTIONS WITH CO-CONSPIRATORS [redacted] AND CHARLES KUSHNER [redacted] SENTENCING PREVENTED HIM FROM PARTICIPATING IN THE FRAUD SCHEME

b6
b7C

~~SENSITIVE~~ / UNCLASSIFIED

[redacted] 12-19-06)

quad supervisor approval
lease initial)

Accomplishment Report

(Accomplishment must be reported and loaded into ISRAA within 30 days from date of accomplishment)

Date Prepared 08/28/2009
Date Loaded 9/3/09
Date Loader's Initi [redacted]

b6
b7C
b7E

Accomplishment involves: (check all that apply)

- Drugs ☐
- A Fugitive ☐
- Bankruptcy Fraud ☐
- Computer Fraud/Abuse ☐
- Corruption of Public Official ☒
- Money Laundering ☐
- Sub Invest Asst by FO(s) ☐

Asst. FO(s) ___ ___ ___ ___
A. B. C. D.

Task Force

[redacted]

File Number: 194A-NK-109145

Stat Agent Soc. Sec. No. [redacted]

Stat Agent Name [redacted]

RA	Squad
	C-8

Assisting Agents Soc. Sec. No. x
1. _ - _ - _
Name:
2. _ - _ - _
Name:

Investigative Assistance or Technique Used

1. Used, but did not help
2. Helped, minimally
3. Helped, substantially
4. Absolutely essential

For Sub. Invest. Assist. by other FO(s) indicate A, B, C, D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	■	Fin. Analyst		■	Lab. Field Sup			UCO - NatBack		■	Vict-Witn Coor
	■	Aircraft Asst.			Pen Registers		■	NCAVC/ Vi-CAP		■	IO Wanted Flyer
	■	Computer			Photo Cover		■	Crim/NS Intel Asst		■	SARs
		Consen Mon.		■	Polygraph		■	Crisis Neg.- Fed		■	CART
		ELSUR / FISC			Search Warrant		■	Crisis Neg.- Local		■	Asset Forf Prog
		ELSUR / T. III		■	Show Money		■	ERT Asst.		■	Forf Support Proj
	■	Eng. Field Spt.			SOG Asst.		■	Butte - ITC		■	TFOS/CTD
	■	Eng. Tape Ex.		■	Swat Team		■	Sav - ITC		■	CXS/CTD
	■	Legats Asst.		■	Tech. Ag/Equip.		■	Poc - ITC		■	InfraGard/CyD
		Evid. Purchase		■	Phone Toll Rec		■	Ft. Mon. - ITC		■	OFC/CID
		Inf/CW Info			UCO - Group I		■	For. Lang Asst.		■	PPP
	■	Lab. Div. Exam			UCO - Group II		■	Non FBI Lab Ex			

A. Complaint / Information/ Indictment
☐ Federal ☐ Local ☐ International
Complaint Date: _____
Check if Civil Rico Complaint ☐
Information Date: _____
Indictment Date: _____

B. Locate / Arrest
☐ Federal ☐ Local ☐ International
Subject Priority: ☐A ☐B ☐C
Locate Date: _____
Arrest Date: _____
☐ Subject Resisted Arrest
☐ Subject Arrested was Armed

C. Summons Date: _____
☐ Federal ☐ Local

D. Recovery / Restitution / PELP X
☐ Federal ☐ Local ☐ International
Recovery Date: _____
Code • ___ ✓ Amount $ _____
Code • ___ ✓ Amount $ _____
Restitution Date: _____
☐ Court Ordered ☐ Pretrial Diversion
Code • ___ ✓ Amount $ _____
PELP Date: _____
Code • ___ ✓ Amount $ _____

E. Hostages(s) Released Date: _____
Released by: ☐ Terrorist ☐ Other
Number of Hostages: _____

F. Conviction
☐ Federal ☐ Local ☐ International
Conviction Date: _____
Subject Description Code ___ • (___)•
For 6F, G, H-Include Agency Code
☐ Felony or ☐ Misdemeanor
☐ Plea or ☐ Trial
State: ___ Judicial District: ___

G. U.S. Code Violation
Required for sections A, B, F and J
(Federal Only)

Title	Section	# Counts

H. Sentence Date: _____
Sentence Type: ___, ___, ___•
In Jail: Years ___ Months ___
Suspended: Years ___ Months ___
Probation: Years ___ Months ___
Fines: $ _____

I. Disruption/Dismantlement: ✓
Disruption Date: 05/20/2009
Dismantlement Date: _____
Completion of FD-515a Side 2 Mandatory

J. Civil Rico Matters Date: _____
Also complete "Section G"
Other Civil Matters Date: _____
Judgment ___ ___ ___ ___•
Judicial Outcome ___ ___ ___ ___•x
Amount $ _____
Suspension: Years ___ Months ___

K. Administrative Sanction Date: _____
Subject Description Code ___•
Type: Length:
☐ Suspension ☐ Permanent
☐ Debarment or
☐ Injunction Year ___ Months ___

L. Asset Seizure Date: _____
Asset Forfeiture Date: _____
CATS # Mandatory _____
Circle below one of the three asset forfeiture:
Admin, Civil Judicial, or Criminal
Do not indicate $ value in Section D

M. Acquittal/ Dismissal/ Pretrial Diversion
(Circle one) Date: _____

N. Drug Seizures ✓ **Date:** _____
Drug Code • _____
Weight ___ Code • ___
FDIN _____
Do not indicate $ in Section D

O. Child Victim Information
Child located / identified Date: _____
☐ Living ☐ Deceased

P. Subject Information - Required for all blocks excluding block D (Recovery/PELP), blocks E, I, L and N

Name	Race•	Sex	Date of Birth	Social Security No. (if available)
[redacted]	[redacted]			

b6
b7C

For Indictments/Convictions only:
☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 Blocks A-E mandatory, F-H as appropriate.
☐ Subject related to an OC/Drug organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 1 Blocks A-C only.

Serial No. of FD-515: 215

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.
• See codes on reverse side.
✓ Requires that an explanation be attached and loaded into ISRAA for recovery over $1 m and PELP over $5 m, disruption, dismantlement, and drug seizures.

194A-NK-109145-215

FD-515a (Rev. 12-5-2008)

Supplemental Page to the Accomplishment Report (FD-515)

For Indictments/Convictions only:
Subject related to an LCN, Asian Organized Crime, Italian Organized Crime, Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group-
Complete FD-515a, Side I Blocks A-E **mandatory**, F-H as appropriate.
Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group-
Complete FD-515a, Side I Blocks A-C **only**

A. Name of Subject [redacted] **B. Field Office** NK **Field Office File No.** 194A-NK-109145

b6
b7C

C. Role ☐ Leadership (L) ☐ Member (M)
☒ Associate (A) ☐ Other (O)

D. Criminal Activity - Indicate the primary criminal activity which resulted in the reported indictment and/or conviction. (Indicate only one activity.)
☐ Labor Racketeering (LR) (See Section F and H if applicable)
☒ Corruption (CR) (See Section G if applicable)
☐ Illegal Gambling (IG)
☐ Other (OT), specify ______
☐ Extortion (EX)
☐ Loansharking (LS)
☐ Drugs (DR)

E. Organized Criminal Group
1. LCN: ☐ Member (MEM) ☐ Associate (ASO)

☐ BF
☐ CG
☐ CV
☐ DN
☐ DE
☐ KC
☐ LA
☐ MW
☐ NK-De Cavalcante
☐ NE-New England-Patriarca
☐ NO
☐ NY-Bonanno (BO)
☐ NY-Colombo (CO)
☐ NY-Gambino (GA)
☐ NY-Genovese (GE)
☐ NY-Luchese (LU)
☐ PH
☐ PX
☐ PG
☐ PI-Pittson-Bufalino
☐ RC-Rochester
☐ SF
☐ SO-San Jose
☐ SL
☐ TP

Position:
☐ Boss (1F)
☐ Underboss (1G)
☐ Consigliere (1H)
☐ Acting Boss (1J)
☐ Capo (1K)
☐ Soldier (1L)

2. Other Non-LCN OC Groups, specify ______ ☐ Member (M) ☐ Associate (A)

F. Business Influenced/Affected (If applicable) Indicate below if the subject's criminal activity influenced or affected a particular trade or industry:
☐ Toxic Waste (TW)
☐ Carting (CR)
☐ Vending (VN)
☒ Other (OT) specify REAL ESTATE
☐ Building Trades (BT)
☐ Meat/Poultry/Fish (MT)
☐ Shipping (SH)
☐ Entertainment (ET)
☐ Garment (GR)
☐ Trucking/Trans (TT)
☐ Hotel/Restaurant (HR)

Name of company subject connected with KUSHNER COMPANIES

G. Elected/Appointed Public Officials - Complete if subject was a public official at time of indictment and/or conviction. Indicate one from each category.
Level - ☐ Federal (FD) ☐ State (ST) ☐ Local (LO)
Branch - ☐ Executive (EX) ☐ Legislative (LE) ☐ Judicial (JD)

Position/Title:
☐ Governor (6J)
☐ Lt. Governor (6K)
☐ Mayor (6R)
☐ County Comm (6X)
☐ City (6Y)
☐ Senator/Staff (6B)
☐ House of Rep/Staff (6C)
☐ Judge/Magistrate (6D), (6M), (6T)
☐ Prosecutor (6E), (6N), (6U)
☐ Law Enforcement Officer (6F), (6P), (6V)
☐ Other (6Q), (6W), specify ______

H. Union Members or Officials - If the subject was a Union member or official at the time of indictment and/or conviction, indicate the highest position the subject held/holds in the Union and the Union's name.

Name of Union ______

Union Affiliation:
☐ Teamsters (TM) ☐ Hotel and Restaurant Employee (HR) ☐ Laborers International (LI) ☐ Longshoremans Association (LA)

☐ Other (OT), specify ______

Level - ☐ International (IN) ☐ Conference (CF) ☐ Council (CN) ☐ Local (LC) -Local No. ______

Position:
☐ Pres (5D)
☐ Vice Pres (5E)
☐ Tres (5F)
☐ Other (5U), specify ______
☐ Sec/Treas (5G)
☐ Ex Brd Memb (5H)
☐ Bus Agt (5I)
☐ Repr (5J)
☐ Orgzr (5K)
☐ Bus Mgr (5L)
☐ Fin Sec (5M)
☐ Rec Sec (5N)
☐ Off Mgr (5P)
☐ Clerk (5Q)
☐ Shop Stew (5R)
☐ Memb (5S)
☐ Trustee (5T)

DISRUPTION OR DISMANTLEMENT OF AN ORGANIZATION
Supplemental Page to the Accomplishment Report (FD-515)

This supplemental page is ONLY required with the FD-515 when a field office is claiming either a disruption or dismantlement of an organization.

A. Definitions:

An *organization* is **a group of individuals** with an identified hierarchy engaged in significant criminal activity. These organizations often engage in multiple criminal enterprises and have extensive supporting networks.

A *disruption* occurs when the usual operation of an identified organization is significantly impacted so that it is temporarily unable to conduct criminal operations **for a significant period of time.** This disruption must be the result of an affirmative law enforcement action, including, but not limited to, an arrest, indictment, or conviction of the organization's leadership, or a substantial seizure of the organization's assets.

A *dismantlement* occurs when an identified organization is incapacitated to the point that it is no longer capable of operating as a coordinated criminal enterprise. The dismantlement must be the result of an affirmative law enforcement action, including, but not limited to, the arrest, indictment and conviction of all or most of its principal leadership, the elimination of its criminal enterprises and supporting networks, and the seizure of its assets. **The organization must be impacted to the extent that it is incapable of re-forming with its original ability to conduct criminal activity.**

B. Reporting limitations:

More than one organization may be investigated under the same file number; however, each organization must be individually identified. **An organization can only be dismantled once.** A dismantled organization cannot subsequently be disrupted. An organization cannot be disrupted more than once on the same day. An affirmative law enforcement action resulting in multiple arrests, seizures, indictments, or convictions of an organization's members should be reported as one disruption or one dismantlement of that organization, depending on the impact on the organization.

C. Identity of organization: KUSHNER COMPANIES

☒ Disrupted ☐ Dismantled

The organization must be identified by a specific name, which may be the proper name of the organization's leader or the organization's identifying title. The organization's name must not describe a specific geographic region. After the organization has been named, the same name must be used each time a disruption or dismantlement is claimed.

D. Identify the scope of the organization disrupted or dismantled:

☐ International (I) ☐ National (N) ☒ Regional (R) ☐ Local (L)

E. Terrorism Disruptions

Terrorism Disruptions occur when an intelligence or a law enforcement action alters or impedes the normal and effective operations of an individual, group, organization or enterprise engaged in terrorism or activities in preparation or in support thereof.

Types

☐ Plot ☐ Material Support ☐ Other

- ☐ Homeland
- ☐ Non Homeland

F. Describe the event(s) and how they disrupted or dismantled the targeted organization. For a claim of disruption or dismantlement, an affirmative law enforcement action must impact the organization, not just an individual. Simply listing individuals arrested, indicted or convicted, property seized, assets forfeited, etc., is not sufficient. **A concise narrative describing the relevant affirmative law enforcement action AND the resulting impact on the organization must accompany each disruption and each dismantlement.**

On 05/20/2009, [redacted] an employee of KUSHNER COMPANIES, was sentenced fo[redacted] involvement in a multi-million dollar corporate tax evasion case, in which KUSHNER COMPANIES inappropriately claimed tax deductions, with co-conspirators, [redacted], and CHARLES KUSHNER. [redacted] sentencing prevented [redacted] from participating in the fraud scheme.

b6
b7C

09/03/2009

*************** DISRUPTION ****************

~~SENSITIVE /~~ UNCLASSIFIED

Case Number: 194A-NK-109145
Serial No.: 215

Stat Agent Name: [redacted]
Stat Agent SOC.:

Report Date: 09/03/2009
Accom Date.: 05/20/2009

b6
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b7E

Does Accomplishment Involve

Drugs . . . . : N
A Fugitive. . . . . : N
Bankruptcy Fraud. . . . . : N
Computer Fraud/Abuse. . . . . . : N
Corruption of Public Officials: Y
Money Laundering. . . . . : N

[redacted]

Assisting Agents SOC

Subject Name

RA	Squad	Task Force
HQ	C8	

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST
AIRCRAFT ASST
COMPUTER ASST
CONSEN MONITR
ELSUR/FISC
ELSUR/III
ENG FIELD SUP
ENG TAPE EXAM
LEGATS ASST.
EVIDNCE PURCH
INFORMANT/CW
LAB DIV EXAMS

LAB FIELD SUP
PEN REGISTERS
PHOTO COVERGE
POLYGRAPH
SRCH WAR EXEC
SHOW MONEY
SOG ASST
SWAT TEAM
TECH AG/EQUIP
TEL TOLL RECS
UCO-GROUP I
UCO-GROUP II

UCO - NAT BACK
NCAVC/VI-CAP
CRIM/NS INTEL
CRIS NEG-FED
CRIS NEG-LOC
ERT ASST
BUTTE-ITC
SAVANNAH-ITC
POC-WRCSC
FT. MON-NRCSC
FOR LANG ASST
NON FBI LAB EX

VICT-WITN COOR
IO WANTED FLYR
SARS
CART
ASSET FORF PRO
FORF SUPPORT P
TFOS/CTD
CXS/CTD
INFRAGARD/CYD
OFC/CID
PPP

DATE OF ACCOMPLISHMENT: 20090520
ORGANIZATION DISRUPTED: KUSHNER COMPANIES
SCOPE OF ORGANIZATION: REGIONAL

Accomplishment Narrative

ON 05/20/2009,[redacted] AN EMPLOYEE OF KUSHNER COMPANIES, WAS SENTENCED FO[redacted]INVOLVEMENT IN A MULTI-MILLION DOLLAR CORPORATE TAX EVASION CASE IN WHICH KUSHNER COMPANIES INAPPROPRIATELY CLAIMED TAX DEDUCTIONS WITH CO-CONSPIRATORS[redacted]AND CHARLES KUSHNER. [redacted] SENTENCING PREVENTE[redacted]ROM PARTICIPATING IN THIS FRAUD SCHEME

b6
b7C

~~SENSITIVE /~~ UNCLASSIFIED

R-84
Revised
09-25-2007

FEDERAL BUREAU OF INVESTIGATION
FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each subject whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted. If no final disposition is available from arresting agency, complete left side and forward the form when case is referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: **FBI, CJIS Division, Clarksburg, WV 26306.**

FBI Number: [redacted]

Name on fingerprint card submitted to FBI:
** Last First Middle
[redacted]

Date of Birth: [redacted]

Sex: Male

Disposition Maintenance Indicator (DMI):
☐ Append ☐ Add ☐ Replace ☐ Delete

State Bureau No. (SID):

Social Security No. (SOC): [redacted]

Fingerprint Contributor/Arresting Agency ORI:
** NJFBINKOO

Include **complete** name and location of agency:
FBI
11 Centre Place
Newark, New Jersey

Arrest No. (OCA):

** Date Arrested or Received:
4/11/2006

** Final Disposition Date: 2/11/2009

b6
b7C

(If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)

Convicted,
Title 18 Section 371, One Count
Title 26 Section 7206(2), Eight Counts

38 Months Jail
3 Years Probation
$100,000.00 Fine

** Form Submitted by ORI Number: NJFBINKOO

(Name, Title, Agency, City & State)
FBI
11 Centre Place
Newark, New Jersey

Signature Date

Special Agent
Title

☐ COURT ORDERED EXPUNGEMENT:
Certified or Authenticated Copy of Court Order Attached.

** Offenses Charged at Arrest:
2699 - Fraud
Conspiracy to defraud the United States Government
Fraud and False Statements

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY	L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

194A-NK-109145-21 [redacted]

b6
b7C

R-84
Revised
09-25-2007

FEDERAL BUREAU OF INVESTIGATION
FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each subject whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted. If no final disposition is available from arresting agency, complete left side and forward the form when case is referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: **FBI, CJIS Division, Clarksburg, WV 26306.**

FBI Number: [redacted]

Name on fingerprint card submitted to FBI:
** Last First Middle
[redacted]

Date of Birth: [redacted]

Sex: Male

Disposition Maintenance Indicator (DMI):
☐ Append ☐ Add ☐ Replace ☐ Delete

State Bureau No. (SID):

Social Security No. (SOC): [redacted]

Fingerprint Contributor/Arresting Agency ORI:
** NJFBINKOO

Include **complete** name and location of agency:
FBI
11 Centre Place
Newark, New Jersey

Arrest No. (OCA):

** Date Arrested or Received:
4/11/2006

** Final Disposition Date: 5/20/2009

b6
b7C

(If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)

Pled Guilty,
Title 18 Section 371, One Count

5 Months Home Confinement
3 Years probation
$40,000.00 Fine

** Form Submitted by ORI Number: NJFBINKOO

(Name, Title, Agency, City & State)
FBI
11 Centre Place
Newark, New Jersey

Signature Date

Special Agent
Title

☐ COURT ORDERED EXPUNGEMENT:
Certified or Authenticated Copy of Court Order Attached.

** Offenses Charged at Arrest:
2699 - Fraud
Conspiracy to defraud the United States Government
Fraud and False Statements

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY	L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

194A-NK-109145-217

b6
b7C

R-84
Revised
09-25-2007

FEDERAL BUREAU OF INVESTIGATION
FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each subject whose arrest fingerprints have been forwarded to the FBI Criminal Justice Information Services Division without final disposition noted. If no final disposition is available from arresting agency, complete left side and forward the form when case is referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: **FBI, CJIS Division, Clarksburg, WV 26306.**

FBI Number: [redacted]

Name on fingerprint card submitted to FBI:
** Last First Middle
[redacted]

Date of Birth: [redacted]

Sex: Female

Disposition Maintenance Indicator (DMI):
☐ Append ☐ Add ☐ Replace ☐ Delete

State Bureau No. (SID):

Social Security No. (SOC): [redacted]

Fingerprint Contributor/Arresting Agency ORI:
** NJFBINKOO

Include **complete** name and location of agency:
FBI
11 Centre Place
Newark, New Jersey

Arrest No. (OCA):

** Date Arrested or Received:
4/12/2005

** Final Disposition Date: 5/20/2009

b6
b7C

(If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)

Pled Guilty,
Title 18 Section 371, One Count

8 Months Home Confinement
3 Years Probation
$40,000.00 Fine

** Form Submitted by ORI Number: NJFBINKOO

(Name, Title, Agency, City & State)
FBI
11 Centre Place
Newark, New Jersey

Signature Date

Special Agent
Title

☐ COURT ORDERED EXPUNGEMENT:
Certified or Authenticated Copy of Court Order Attached.

** Offenses Charged at Arrest:
5099 - Obstruction
1509 - Obstruction

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY	L. THUMB	R. THUMB	RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

b6
b7C

194A-NK-109145-218

[redacted]

(Rev. 05-01-2008)

UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/02/2010

To: Criminal Investigative **Attn:** SSA [redacted]
Public Corruption Unit

b6
b7C
b7E

From: Newark
Squad C-8
Contact: SSA [redacted]

Approved By: [redacted]

Drafted By:

Case ID #: 58A-NK-116214 (Pending)
194C-NK-117996 (Pending)
194B-NK-117672 (Pending)
194B-NK-117191 (Pending)
194B-NK-116810 (Pending)
[redacted] (Pending)
194B-NK-116656 (Pending)
194B-NK-115987 (Pending)
194A-NK-116545 (Pending)
194B-NK-115540 (Pending)
194B-NK-115427 (Pending)
194B-NK-115349 (Pending)
194B-NK-115323 (Pending)
194B-NK-115138 (Pending)
194B-NK-114961 (Pending)
194B-NK-114608 (Pending)
194B-NK-114162 (Pending)
194C-NK-114145 (Pending)
194B-NK-113712 (Pending)
194B-NK-112570 (Pending)
194B-NK-111418 (Pending)
194B-NK-110380 (Pending)
194A-NK-109145 (Pending) -219
194B-NK-108261 (Pending)
194A-NK-106718 (Pending)
194B-NK-100465 (Pending)

b7A

Title: Corruption Federal Officials
Corruption State/Local Officials

UNCLASSIFIED

194A-NK-109145-219

Synopsis: To restrict the above cases in ACS, [redacted] and Sentinel. b7E

Administrative(s): Reference email dated 1/26/10 from ASAC [redacted] and telephone call between SSA [redacted] and FBIHQ/PCU on 1/27/10. b6 b7C b7E

Details: On 1/26/10, [redacted] [redacted] to restrict all public corruption for security purposes until further notice. [redacted] [redacted] on 1/27/10 to restrict the above cases.

The following personnel will be granted access to the captioned cases:

Newark Division

SAC Michael Ward
A/SAC [redacted] b6 b7C
ASAC [redacted]
SSA [redacted]
SSA
SA [redacted]
SA
SA
SA
SA
SA
SA
SIA [redacted]
IA [redacted]
IA
SOS [redacted]
SOS
OSS
SST
SST

FBIHQ

SC Nancy McNamara
ASC [redacted]
SSA
SSA
MAPA [redacted]
MAPA
PC/CRIU [redacted]

LEAD(s):

Set Lead 1: (Info)

CRIMINAL INVESTIGATIVE

AT WASHINGTON, DC

[redacted] b7E

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE **Date:** 02/07/2011

To: Newark

From: Newark
C-8
Contact: [redacted]

b6
b7C

Approved By: [redacted]

Drafted By:

Case ID #: 194A-NK-109145 (Pending)

Title: KUSHNER, CHARLES, A
STADTMAUER, RICHARD
D.B.A. KUSHNER CO
MAIL FRAUD

Synopsis: Writer request above mentioned case to be moved to Pending Inactive status.

Details: Due to the fact that the subject of the above mentioned case has filed an appeal for his sentencing and the case has come to its conclusion, writer request to have the case put in Pending Inactive status.

♦♦

Make P* 2/16/11
[redacted]
b6
b7C

INC Pending Inactive [redacted]

194A-NK-109145-220